

WEDNESDAY, FEBRUARY 17, 1999

SEVENTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Walley.

Representative Walley led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative McAfee; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 9: Rep(s). Brooks as prime sponsor(s).

House Bill No. 673: Rep(s). Brooks as prime sponsor(s).

House Bill No. 676: Rep(s). Brooks as prime sponsor(s).

House Bill No. 677: Rep(s). Brooks as prime sponsor(s).

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House Bill No. 974: Rep(s). Kent as prime sponsor(s).

House Bill No. 975: Rep(s). McMillan as prime sponsor(s).

House Bill No. 976: Rep(s). McMillan as prime sponsor(s).

House Bill No. 1032: Rep(s). Sands as prime sponsor(s).

**MESSAGE FROM THE SENATE
February 12, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 23, 57 and 63; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK
February 12, 1999**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 23, 57 and 63.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 17, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 52, 54, 55, 57 and 58; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 52 -- Memorials, Recognition and Thanks - Olivet Baptist Church. by *Ford J, *Dixon, *Kyle.

Senate Joint Resolution No. 54 -- Memorials, Public Service - Jean Teague, Knoxville City Councilwoman. by *Burchett, *Atchley, *McNally.

Senate Joint Resolution No. 55 -- Memorials, Professional Achievement - Don Sadler, President of Service Station Dealers of America. by *Henry, *Rochelle, *Harper, *Springer, *Kyle.

Senate Joint Resolution No. 57 -- Memorials, Personal Achievement - Kurt Steven Barker, Eagle Scout. by *Burchett.

Senate Joint Resolution No. 58 -- Memorials, Personal Achievement - David Paul Johnson, Eagle Scout. by *Burchett.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Resolution No. 11 -- Naming and Designating - "Tennessee Energy Awareness Day," March 19, 1999. by *Hood, *Eckles.

House Conservation and Environment Committee

House Joint Resolution No. 69 -- Board of Regents - Strongly encourages board of regents to revise policies concerning disciplinary actions against tenured employees. by *Cooper B, *Brooks, *Pinion, *Towns, *Jones U (Shelby), *DeBerry L, *Bowers.

House Education Committee

***House Joint Resolution No. 70** -- General Assembly, Directed Studies - Urges department of education to study existing parental involvement and parenting skills programs and to develop model for local implementation of such programs. by *Jackson.

House Education Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 18, 1999:

House Resolution No. 12 -- Memorials, Public Service - Brittany Blockman, Prudential Spirit of Community Award recipient. by *Hassell.

House Resolution No. 13 -- Memorials, Professional Achievement - David Levy, 50 years service, Beltone Electronic Corporation, Knoxville. by *Hagood, *Garrett.

House Resolution No. 14 -- Memorials, Academic Achievement - Matthew Aaron Shuler, American Legion Boys State, Inc. delegate. by *Boyer.

House Resolution No. 15 -- Memorials, Recognition and Thanks - Neal Darby, Jr., NAACP. by *Langster, *Pruitt, *DeBerry L, *Jones, S., *Arriola, *Odom, *West, *Briley, *Garrett, *Naifeh.

House Resolution No. 16 -- Memorials, Recognition and Thanks - Mrs. Ervina Jarrett. by *Langster, *Pruitt, *DeBerry L, *Jones, S., *Arriola, *West, *Briley, *Garrett.

House Joint Resolution No. 72 -- Memorials, Personal Achievement - Wendy M. Ertmer. by *Bone.

House Joint Resolution No. 74 -- Memorials, Sports - Tee Martin, University of Tennessee star quarterback. by *Armstrong, *Tindell, *Hagood, *Boyer, *Dunn, *Buttry, *Bittle, *Hargrove.

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House Joint Resolution No. 75 -- Memorials, Public Service - Frank Norfleet, City of Memphis and Shelby County. by *Hargett.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for February 18, 1999:

Senate Joint Resolution No. 52 -- Memorials, Recognition and Thanks - Olivet Baptist Church. by *Ford J, *Dixon, *Kyle.

Senate Joint Resolution No. 54 -- Memorials, Public Service - Jean Teague, Knoxville City Councilwoman. by *Burchett, *Atchley, *McNally.

Senate Joint Resolution No. 55 -- Memorials, Professional Achievement - Don Sadler, President of Service Station Dealers of America. by *Henry, *Rochelle, *Harper, *Springer, *Kyle.

Senate Joint Resolution No. 57 -- Memorials, Personal Achievement - Kurt Steven Barker, Eagle Scout. by *Burchett.

Senate Joint Resolution No. 58 -- Memorials, Personal Achievement - David Paul Johnson, Eagle Scout. by *Burchett.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 741** -- Criminal Offenses - Revises criminal penalties for abuse and torture of animals. Amends TCA Title 39, Chapter 14. by *Williams (Williamson).

House Bill No. 742 -- Criminal Offenses - Creates Class A misdemeanor offense of recording business communications without express consent of all parties. Amends TCA Title 39, Chapter 13, Part 6. by *Williams (Williamson). (*SB689 by *Kyle)

House Bill No. 743 -- Constitutional Conventions - Proposes amendment to Article XI, Section 5, relative to lotteries. by *Williams (Williamson). (*SB809 by *Crutchfield)

***House Bill No. 744** -- Taxes, Gasoline, Petroleum Products - Increases mandatory distribution to local government road fund from \$12,017,000 to \$50,000,000 annually. Amends TCA Section 54-4-103 and Title 67, Chapter 3. by *Williams (Williamson).

***House Bill No. 745** -- Taxes, Gasoline, Petroleum Products - Increases mandatory distribution to local government road fund from \$12,017,000 to \$50,000,000 annually. Amends TCA Section 67-3-2006. by *Williams (Williamson).

House Bill No. 746 -- Custody and Support - Authorizes department of human services to establish, by rule, fee to defray expenses of department for reimbursement of clerks of court for activities involving child support collections. Such fee may not exceed 5 percent of the payments processed by clerks. Amends TCA Titles 8, 16 and 36. by *Fowlkes. (*SB429 by *Haynes)

***House Bill No. 747** -- Tort Liability - Authorizes municipal electric service to pay all medical expenses and reasonable attorney fees incurred as the proximate result of any accident involving equipment owned by such service that occurred on or after October 10, 1997. Amends TCA Title 29, Chapter 20. by *Buck, *Boyer, *Newton, *Briley, *McMillan, *Windle, *Sands, *Beavers, *Scroggs, *Westmoreland, *Brooks, *Jackson. (SB859 by *Kyle)

House Bill No. 748 -- Workers' Compensation - Permits court to reconsider industrial disability of injured worker in those cases where worker returned to work under 2.5 multiplier and overrules contrary judicial decisions. Amends TCA Title 50, Chapter 6. by *Buck. (*SB530 by *Crutchfield)

***House Bill No. 749** -- Tort Liability - Authorizes governmental entity to pay, upon a finding of liability on the part of such entity, amount not less than that sufficient to fully pay all medical expenses reasonably incurred. Amends TCA Title 29. by *Buck, *Boyer, *Newton, *Briley, *McMillan, *Windle, *Sands, *Beavers, *Scroggs, *Westmoreland, *Brooks, *Jackson. (SB1277 by *Springer)

***House Bill No. 750** -- Victims' Rights - Adds provisions to Victims' Bill of Rights to comply with constitutional amendment ratified November 1998. Amends TCA Title 4, Chapter 4; Title 8, Chapter 7; Title 29, Chapter 13; Title 36, Chapter 3; Title 38, Chapter 6; Title 39; Title 40 and Title 41. by *Buck, *Boyer, *Newton, *Briley, *McMillan, *Windle, *Sands, *Beavers, *Scroggs, *Westmoreland, *Brooks, *Jackson. (SB1364 by *Person)

House Bill No. 751 -- Workers' Compensation - Requires department of labor to provide information to employers related to utilization review system required under TCA 50-6-124. Amends TCA Title 50, Chapter 6. by *Buck. (*SB531 by *Crutchfield)

House Bill No. 752 -- Malpractice, Professional - Allows costs, whether or not paid by insurance or other benefits, to be included in damages awarded in medical malpractice action. Amends TCA Title 29, Chapter 26. by *Buck. (*SB513 by *Cohen)

House Bill No. 753 -- Workers' Compensation - Authorizes workers' compensation specialist to order retroactive payment of benefits. Amends TCA Title 50, Chapter 6. by *Buck. (*SB616 by *Haynes)

***House Bill No. 754** -- Workers' Compensation - Authorizes workers' compensation specialist to order retroactive payment of benefits. Amends TCA Title 50, Chapter 6. by *Buck. (SB1223 by *Haynes)

***House Bill No. 755** -- Workers' Compensation - Provides method for selection and nomination of judges to serve on the special workers' compensation appeals panel. Amends TCA Title 50, Chapter 6. by *Buck. (SB1510 by *Wilder)

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***House Bill No. 756** -- Taxes, Litigation - Redistributes state litigation tax in criminal cases. Amends TCA Title 6; Title 8; Title 16; Title 20; Title 36; Title 39; Title 40 and Title 67. by *Buck. (SB1418 by *Rochelle)

***House Bill No. 757** -- Highways, Roads and Bridges - Deletes penalty for failure of ferry to provide timely, adequate transportation. Amends TCA Title 4, Title 7, Title 42, Title 54, Title 55, Title 65, and Title 67. by *Head, *Buck, *Curtiss, *Davis (Cocke), *Roach. (SB1272 by *Springer)

House Bill No. 758 -- Courts - Increases schedule of fees for certain services charged by clerks other than probate; increases fees for services charged by certain probate clerks by unifying fees charged by probate clerks in every county; extends fees charged by clerks for computer searches to every county. Amends TCA Title 6; Title 8; Title 16; Title 20; Title 36; Title 39; Title 40 and Title 67. by *Buck. (*SB297 by *Crutchfield)

***House Bill No. 759** -- Highways, Roads and Bridges - Exempts from escort and time restrictions transportation of bulldozer equipment less than 13 feet, 6 inches. Amends TCA Title 55, Chapter 7, Part 2. by *Buck. (SB873 by *Burks)

***House Bill No. 760** -- Motor Vehicles - Decreases penalty for operation of a vehicle other than high occupancy vehicle in HOV lane from fine not to exceed \$50.00 to a fine not to exceed \$1.00. Amends TCA Section 55-8-188. by *Buck. (SB946 by *Burchett)

House Bill No. 761 -- Firearms and Ammunition - Authorizes out of state, full-time commissioned law enforcement officers to carry firearms in Tennessee. Amends TCA Title 39, Chapter 17. by *Buck. (*SB547 by *Ramsey)

House Bill No. 762 -- Criminal Procedure - Makes knowing failure of agency to provide defendant or defendant's attorney with copy of arrest warrant contempt of court issuing warrant and requires agency to pay attorney fees and court costs incurred by defendant in obtaining copy of such warrant. Amends TCA Title 40, Chapter 6, Part 2. by *Buck. (*SB693 by *Kyle)

House Bill No. 763 -- Tort Liability - Limits tort liability of street sweepers making intermittent stops and driving below posted speed limits. Amends TCA Title 55, Chapter 8. by *Buck. (*SB489 by *Haynes)

House Bill No. 764 -- Criminal Procedure - Authorizes verdict of "guilty but mentally ill" in criminal cases and sentencing, treatment and release thereunder. Amends TCA Title 40, Chapter 35 and Title 40, Chapter 18. by *Buck. (*SB338 by *Davis L)

House Bill No. 765 -- Criminal Procedure - Deletes exception that state not pay for costs of felony prosecutions where more than three concurrent sentences imposed; results in state paying for all concurrent felony sentences. Amends TCA 40-25-131. by *Buck. (*SB299 by *Crutchfield)

House Bill No. 766 -- State Inmates - Requires inmates sentenced to penitentiary to work 8-12 hours per day for five or six days per week rather than six hours per day during regular work days. Amends TCA Title 41, Chapter 21, Part 2. by *Pinion. (*SB243 by *Herron)

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House Bill No. 767 -- Auctions and Auctioneers - Establishes restricted amateur auctioneer license; sets out qualifications and restrictions. Amends TCA Title 62, Chapter 19. by *Ferguson, *Pinion. (*SB755 by *Davis L)

House Bill No. 768 -- Agriculture - Enacts "Agricultural Conservation Easements Act of 1999.". by *Pinion. (*SB710 by *Herron)

House Bill No. 769 -- Criminal Offenses - Creates Class D felony offense for theft of anhydrous ammonia with intent to use in manufacture of controlled substance. Amends TCA Title 39, Chapter 17, Part 4. by *Pinion. (*SB700 by *Herron)

House Bill No. 770 -- Administrative Procedure - Requires agency procedures which affect third parties to be promulgated as rules and regulations. Amends TCA Title 4, Chapter 5, Part 1. by *Kernell, *Garrett, *Brooks. (*SB410 by *Springer)

***House Bill No. 771** -- Juvenile Offenders - Prohibits juvenile adjudicated to have committed sexual offense from attending same school as victim. Amends TCA Title 49, Chapter 6, Part 31. by *Hargett. (SB990 by *Williams)

***House Bill No. 772** -- Financial Disclosure - Creates online campaign financial disclosure system for candidates for state public office and single candidate political campaign committees, to be designed and implemented by secretary of state, in conjunction with registry of election finance. Amends TCA Title 2, Chapter 10, Part 1. by *Hargett. (SB1189 by *Cohen)

***House Bill No. 773** -- Public Health and Health Care - Requires comptroller of treasury to evaluate use of home and community based services pursuant to Long Term Care Services Plan and report all findings to 102nd General Assembly by January 15, 2001. Amends TCA Title 56, Title 68 and Title 71. by *Hargett, *Black, *Davis (Washington). (SB931 by *Clabough)

House Bill No. 774 -- Insurance Companies, Agents, Brokers, Policies - Defines "alien insurance company" in TCA 56-1-102 as insurance company organized under laws of any country other than United States, or territory or insular possession thereof, or District of Columbia. Amends TCA Title 56. by *Gunnels. (*SB169 by *Atchley)

***House Bill No. 775** -- Highways, Roads and Bridges - Includes S.R. 444 in Loudon County within scenic highway system Amends TCA Title 54, Chapter 17. by *Gunnels. (SB961 by *Miller J)

***House Bill No. 776** -- Mobile Homes and Manufactured Buildings - Eliminates zoning protection afforded to double-wide manufactured homes. Amends TCA Section 13-24-201. by *Whitson. (SB958 by *Haun)

House Bill No. 777 -- Tennessee Regulatory Authority - Requires any change of telephone services and all long distance service to be in writing by consumer. Amends TCA Title 47, Chapter 18 and Section 65-4-125. by *Whitson. (*SB776 by *Haun)

***House Bill No. 778** -- Sewage - Makes cities, towns and utility districts that own sanitary sewers responsible for damage to customers for failure or damage to sewer or connection system between sewer and customer's collection pipe. Amends TCA Title 68, Chapter 221, Part 2. by *Stulce. (SB1144 by *Crutchfield)

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***House Bill No. 779** -- Tourism - Increases state matching contribution to regional tourist promotion organization from \$35,000 to \$45,000. Amends TCA Section 4-3-2207. by *McDaniel. (SB1171 by *Carter)

***House Bill No. 780** -- Surveyors - Requires professional land surveyor to make reasonable efforts to notify adjoining landowners that survey will be performed instead of only notifying adjoining landowners upon whose land it is necessary to enter. Amends TCA Section 62-18-124. by *McDaniel. (SB1269 by *Springer)

***House Bill No. 781** -- Highways, Roads and Bridges - Authorizes Roane County to execute and bear costs of municipal road project, if such project has been previously approved by county legislative body and funds are available therefor. Amends TCA Title 54, Chapter 7. by *Ferguson. (SB1289 by *Davis L)

House Bill No. 782 -- Driver Licenses - Provides suspension or revocation of driver license not take effect until ten days after notice has been sent to driver's last known address; provides that notice requirement does not apply to license suspension or revocation by court of competent jurisdiction or where license surrendered to court. Amends TCA Title 55, Chapter 50, Part 5. by *McAfee. (*SB632 by *Fowler)

***House Bill No. 783** -- Managed Care Organizations - Prohibits discrimination by certain health plans against certain physicians practicing in health resource shortage area who lack board certification. Amends TCA Title 56 and Title 63. by *Ferguson. (SB1290 by *Davis L)

***House Bill No. 784** -- Taxes, Sales - Reallocates revenue from catalog sales taxed by local government from ratio of collections versus total collections to per capita distribution. Amends TCA Title 67, Chapter 6, Part 7. by *Black. (SB880 by *Graves)

House Bill No. 785 -- Driver Licenses - Directs commissioner of safety to revise question 7 on driver license applications. by *Wood. (*SB523 by *Fowler)

House Bill No. 786 -- Public Records - Prohibits publication or distribution of public record directory that contains information about non-participating entity. Amends TCA Title 10, Chapter 7. by *Wood. (*SB527 by *Fowler)

House Bill No. 787 -- Consumer Protection - Gives consumer 30 days to cancel services or membership if consumer received, subscribed to or purchased services or membership by executing unsolicited negotiable instrument. Amends TCA Title 47, Chapter 18, Part 1. by *Wood. (*SB421 by *Fowler)

***House Bill No. 788** -- Safety - Requires carbon monoxide alarms in certain newly constructed residential dwellings, as well as providing information or installing such alarms when repair or maintenance work is done on certain existing dwellings. Amends TCA Title 68, Chapter 120, Part 1. by *Black, *McDonald. (SB1326 by *Graves, *McDonald)

***House Bill No. 789** -- Agriculture - Exempts landscapers and lawn care providers from requirements of nursery dealer's certificate. Amends TCA Title 43, Chapter 6, Part 1. by *Lewis. (SB1093 by *Cooper)

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***House Bill No. 790** -- Firearms and Ammunition - Reserves exclusively to state right to sue and recover damages from firearms and ammunition manufacturers for lawful sale of firearms and ammunition; preempts local regulation of gun shows Amends TCA Title 39, Chapter 17, Part 13. by *Walley. (SB1115 by *Cooper)

House Bill No. 791 -- Right to Die - Establishes procedures for do-not-resuscitate orders. Amends TCA Title 68. by *Caldwell. (*SB686 by *McNally)

House Bill No. 792 -- Courts, Juvenile - Authorizes juvenile courts to report identifying information to council of juvenile and family court judges so that council may more accurately track recidivism rates and other pertinent trends; requires council to protect confidentiality of such identifying information. Amends TCA Section 37-1-506. by *Walley. (*SB568 by *Person)

***House Bill No. 793** -- Custody and Support - Specifies that, at subsequent proceeding to modify order of sole custody, court's decision shall be made upon preponderance of evidence and based upon best interest of child. Amends TCA Section 36-6-101. by *Walley. (SB1100 by *Cooper)

House Bill No. 794 -- Aircraft and Airports - Requires that only four seats on governing body of Chattanooga Metropolitan Airport Authority, instead of all seats, be filled by persons in field of engineering, law, industry, or commerce and finance. Amends TCA Title 42, Chapter 4. by *Sharp, *McAfee, *Wood, *Stulce. (*SB534 by *Crutchfield)

***House Bill No. 795** -- Business Organizations - Revises requirements and penalties for LLCs in regard to filing information required by commissioner of revenue. Amends TCA Section 48-247-101. by *Sharp.

***House Bill No. 796** -- Highway Signs - "George Morgan Parkway," segment of U.S. Highway 27 in Hamilton County. by *Sharp. (SB1446 by *Fowler)

***House Bill No. 797** -- Real Property - Broadens provisions concerning appearance of name and address of preparer of instrument conveying, creating, encumbering, assigning or otherwise affecting or disposing of real or personal property to include power of attorney and durable power of attorney for health care; excludes UCC instruments except fixture filings. Amends TCA Section 66-24-115. by *Sharp.

***House Bill No. 798** -- Probation and Parole - Requires concurrence of five, rather than four, members of board of probation and parole for parole of persons convicted of certain offenses. Amends TCA Section 40-28-105. by *Goins. (SB1497 by *McNally)

***House Bill No. 799** -- Correction, Dept. of - Prohibits sentencing court from granting defendant furlough to celebrate holiday. Amends TCA Title 40, Chapter 35. by *Goins. (SB1498 by *McNally)

***House Bill No. 800** -- Correction, Dept. of - Authorizes department to put minimum and medium security prisoners to work while wearing leg irons in chain-gang type work groups. Amends TCA Title 41. by *Goins. (SB963 by *Miller J)

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***House Bill No. 801** -- Public Health and Health Care - Earmarks \$1 million annually from funds received by state pursuant to attorneys general master tobacco settlement agreement for term of such agreement for grants to Tennessee hospitals for cancer research Amends TCA Title 68. by *Goins. (SB1500 by *McNally)

***House Bill No. 802** -- Courts - Limits security bonds filed by attorneys in civil actions to costs required by law or due clerk of court, excluding discretionary costs permitted under present law; clerk may take additional bond for discretionary costs. Amends TCA Title 20, Chapter 12 and Section 23-2-104. by *Stulce. (SB1145 by *Crutchfield)

***House Bill No. 803** -- Scholarships and Financial Aid - Earmarks \$1 million annually from funds received by state pursuant to attorneys general master tobacco settlement agreement for term of such agreement to scholarship fund for active tobacco farmers and immediate families for tuition and other costs of post-secondary education Amends TCA Title 49, Chapter 4. by *Goins. (SB1499 by *McNally)

***House Bill No. 804** -- Courts, General Sessions - Subject to local approval, authorizes general sessions court of Claiborne County to exercise concurrent jurisdiction with circuit and chancery courts over workers' compensation, divorce, other domestic relations cases, mental health commitment cases, probate and decedent's estates cases. Amends TCA Section 16-15-5004. by *Goins. (SB1325 by *Williams)

***House Bill No. 805** -- Education - Provides for period of silence in schools in response to local or national tragedies. Amends TCA Section 49-6-1004. by *Goins. (SB1305 by *Davis L)

***House Bill No. 806** -- Education - Authorizes creation and administration of Tennessee autism training center Amends TCA Title 33; Title 49; Title 68 and Title 71. by *Odom. (SB950 by *Herron)

***House Bill No. 807** -- Insurance, Health, Accident - Mandates coverage of applied behavior analysis as treatment for autism for persons under 21 when policy covers treatment of autism. Amends TCA Title 56. by *Odom. (SB951 by *Herron)

***House Bill No. 808** -- Consumer Protection - Creates "Year 2000 Citizens' Protection Act." Amends TCA Title 47. by *Odom. (SB949 by *Herron)

***House Bill No. 809** -- Taxes, Exemption - Redefines "industrial machinery" to include chemicals, solvents, sorbents, reagents, components, or agents designed for and necessary to mechanical or chemical action specific to manufacturing process. Amends TCA Section 67-6-102. by *Kisber. (SB1396 by *Rochelle)

***House Bill No. 810** -- Managed Care Organizations - Requires certain disclosures of directors and others involved with MCOs in TennCare program. Amends TCA Title 56 and Title 71. by *Kisber. (SB1107 by *Cooper)

***House Bill No. 811** -- County Officers - Excludes Sullivan County from statutory provision abolishing constables; authorizes election of constables from constable districts. Amends TCA Section 8-10-101. by *Godsey, *Westmoreland, *Mumpower, *Givens. (SB1529 by *Ramsey)

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***House Bill No. 812** -- Telecommunications - Requires Tennessee regulatory authority to file report with general assembly by January 1, 2000, describing effect or impact on overall cost of providing telephone service resulting from enactment in 1996 of toll-free telephone service between two points in same county. Amends TCA Section 65-21-114. by *Givens. (SB972 by *Williams)

***House Bill No. 813** -- Food and Food Products - Exempts Alvin C. York Institute from requirement that food prepared by cook-chill method be served to children at school. by *Windle. (SB976 by *Davis L)

House Bill No. 814 -- Ethics - Permits former member of registry of election finance to support candidate or committee of candidate for federal office in any way, including financially. Amends TCA Section 2-10-203. by *Kisber. (*SB793 by *Cohen)

***House Bill No. 815** -- Law Enforcement - Requires sheriffs to maintain peace at meetings of the county commission. Amends TCA Section 8-8-201. by *Sargent, *Westmoreland, *Godsey, *Williams (Williamson), *Fowkes. (SB1532 by *Ramsey)

House Bill No. 816 -- Drugs - Enacts "Drug Dealer Liability Act of 1999." Amends TCA Title 29, Chapter 34. by *Dunn. (*SB629 by *Fowler)

***House Bill No. 817** -- Sewage - Authorizes water and wastewater treatment authorities to regulate non-traditional sewage disposal systems that serve more than one household Amends TCA Section 68-221-607. by *Sargent, *Williams (Williamson). (SB1025 by *Blackburn)

***House Bill No. 818** -- Education, Higher - Allows out-of-state students who live within 30 miles of Austin Peay, University of Memphis, UT-Chattanooga, and ETSU or any two-year community college to attend at in-state tuition rates. Amends TCA Section 49-8-102. by *Kent, *Cole (Carter). (SB1024 by *Ford J)

***House Bill No. 819** -- Boats, Boating - Requires personal watercraft and watercraft with inboard motors to be titled; permits other watercraft to be titled. by *Rinks. (SB885 by *Atchley)

***House Bill No. 820** -- Mental Health and Mental Retardation, Dept. of - Adds McNairy County to those counties for which department shall establish, by rule, pilot program to reimburse licensed supportive living facilities for the mentally ill. Amends TCA Section 12-4-330. by *Rinks. (SB1512 by *Wilder)

***House Bill No. 821** -- State Employees - Requires payment of longevity pay to full time employees of entities, when compensation is paid for performing services under Women, Infants and Children (WIC) federal grant funding and employee employed for 36 months by entity or state. Amends TCA Title 8. by *Rinks. (SB1242 by *Haynes)

***House Bill No. 822** -- Insurance, Health, Accident - Provides that most favored nations clauses in professional health care contracts are void as against public policy. Amends TCA Title 47, Chapter 50. by *Rinks. (SB1495 by *McNally)

House Bill No. 823 -- Taxes, Excise - Redefines "sales" to specifically exclude receipts from sales of capital assets not held by taxpayer for sale to customers in regular course of business. Amends TCA Title 67. by *Rinks. (*SB685 by *McNally)

***House Bill No. 824** -- Cooperatives - Expands authority of electric cooperatives to provide community services, including telecommunications, cable television, water and sewer services, natural gas, propane and other energy sources in joint venture with franchise holder or service provider, whether publicly or privately owned, with mutual agreement of all parties in joint venture Amends TCA Section 7-82-304 and Section 65-25-205. by *Rinks. (SB911 by *Rochelle, *Davis L)

House Bill No. 825 -- Taxes - Reallocates, on June 30, 2001, 2.25 cents of transfer tax allocated to wetlands acquisition fund to state park maintenance, such maintenance to be approved by building commission. Amends TCA Section 67-4-409. by *Rinks, *Walker (Rhea). (*SB401 by *Cooper)

House Bill No. 826 -- Accountants - Revises certain reciprocity and confidentiality provisions of Tennessee Accountancy Act of 1998; corrects TCA internal cross-references. Amends TCA Title 62, Chapter 1, Part 1. by *Rinks. (*SB423 by *Atchley)

***House Bill No. 827** -- Firearms and Ammunition - Exempts certain pawn transactions from background check required for purchase of firearm. Amends TCA Section 39-17-1316. by *Rinks. (SB919 by *Rochelle)

House Bill No. 828 -- Alcoholic Beverages - Requires retailer of alcoholic beverages, wine and beer to verify by means of photographic identification containing bearer's date of birth that the purchaser not younger than 21 years of age; verification not required for any person over age of 26. Amends TCA Section 57-3-406; Section 57-4-203; Section 57-5-301 and Section 57-3-207. by *Rinks. (*SB701 by *Herron)

***House Bill No. 829** -- Alcoholic Beverages - Authorizes cities and counties to periodically review beer permits issued; review may be annual, in discretion of city or county. Amends TCA Title 57, Chapter 5. by *Davidson, *McDonald. (SB879 by *Graves)

House Bill No. 830 -- Insurance, Health, Accident - Requires fiscal review committee to prepare statement for each general bill that mandates coverage of health insurance benefit; statement to include estimated impact on premiums, including costs and costs savings to insurers, employers and health care system, stating reasons if no estimate can be given. Amends TCA Title 3, Chapter 2. by *Rinks. (*SB3 by *Kurita, *Atchley)

***House Bill No. 831** -- Loan Companies and Short Term Lenders - Subject to certain restrictions, authorizes industrial loan and thrift institutions to accept or sell, but not require, at borrower's expense one or more credit related insurance products. Amends TCA Section 45-5-301 and Section 45-5-305. by *Curtiss. (SB1393 by *Rochelle)

***House Bill No. 832** -- Loan Companies and Short Term Lenders - Expands types of products which may be offered and charges which may be assessed by industrial loan and thrift companies. Amends TCA Section 45-5-305; Section 45-5-403 and Section 45-5-301. by *Curtiss. (SB1394 by *Rochelle)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 833** -- Highways, Roads and Bridges - Exempts from time and escort restrictions transportation of bulldozer equipment that is less than 13 feet, 6 inches. Amends TCA Title 55, Chapter 7, Part 2. by *Curtiss, *Walker (Rhea). (SB975 by *Davis L, *Elsea)

***House Bill No. 834** -- Firearms and Ammunition - Requires gun dealers to call FBI for NICS check of firearms purchasers instead of contacting TBI for criminal history record check. Amends TCA Title 39, Chapter 17, Part 13. by *Rinks. (SB921 by *Rochelle)

***House Bill No. 835** -- Death - Prescribes procedures for cremation of dead human bodies and body parts. Amends TCA Title 62, Chapter 5, Part 5 and Title 68, Chapter 3. by *Garrett. (SB1009 by *Ford J)

House Bill No. 836 -- Business and Commerce - Allows electronically filed copies of certificates of tax compliance issued by commissioner of revenue to satisfy certain paper filing requirements under various business incorporation laws. Amends TCA Section 48-11-301; Section 48-51-301 and Section 48-247-101. by *Garrett. (*SB749 by *Henry)

***House Bill No. 837** -- Cemeteries - Extends from 45 days to 75 days time for cemetery company to file annual report on improvement trust fund. Amends TCA Title 46. by *Garrett. (SB1010 by *Ford J)

***House Bill No. 838** -- Firearms and Ammunition - Removes provision allowing TBI to charge \$10.00 fee for conducting background checks required for sales of firearms. Amends TCA Title 39, Chapter 17, Part 13. by *Rinks. (SB920 by *Rochelle)

***House Bill No. 839** -- County Officers - Abolishes office of constable in Hardin County. Amends TCA Section 8-10-101. by *Rinks. (SB1506 by *Wilder)

House Bill No. 840 -- Highways, Roads and Bridges - Requires state, counties and municipalities to provide landowner with entire appraisal, including working documents, prior to filing a petition for condemnation for road purposes; requires state, counties and agents thereof to reveal entire appraisal, including working documents, when acquiring land by voluntary purchase for road purposes. Amends TCA Title 29, Chapter 17, Part 8 and Title 54. by *Rinks. (*SB394 by *Herron)

House Bill No. 841 -- Pensions and Retirement Benefits - Allows teachers to take full retirement at age 60 or with 25 years of service. Amends TCA Title 8, Chapter 36. by *Rinks. (*SB472 by *Springer)

***House Bill No. 842** -- Children - Requires that children be five years of age by July 31 to enter kindergarten in that school year. Amends TCA Section 49-6-201(b). by *Rinks. (SB907 by *Rochelle)

House Bill No. 843 -- Highway Signs - Designates "Albert Gore, Sr. Memorial Interstate Highway System" in Tennessee; provides for appropriate signage. by *Naifeh, *Rinks, *DeBerry L, *Hargrove, *Williams (Williamson). (*SB165 by *Cohen)

House Bill No. 844 -- Taxes - Establishes office of tax appeals. Amends TCA Title 67. by *Rinks. (*SB482 by *Haynes)

House Bill No. 845 -- Architects, Engineers and Designers - Changes date from 1-1-26 to 1-1-28 so that engineers born prior to 1-1-28 exempt from continuing education requirements. Amends TCA Section 62-2-406. by *Rinks. (*SB400 by *Cooper)

***House Bill No. 846** -- County Government - Authorizes county government to accept cash gifts and donations, to deposit same in general fund of county and to appropriate the same in accordance with county budgetary procedures. Amends TCA Section 5-8-101. by *Davis (Cocke). (SB979 by *Haun)

***House Bill No. 847** -- Insurance, Health, Accident - Requires certain policies to cover reconstructive surgery for deformities of certain children. Amends TCA Title 56, Chapter 7, Part 23. by *Harwell. (SB1172 by *Blackburn, *Ramsey, *Miller J)

***House Bill No. 848** -- Taxes, Privilege - Clarifies that professional privilege tax shall not apply in year in which professional retires or attains inactive status. Amends TCA Section 67-4-1708. by *Mumpower, *Harwell. (SB1535 by *Ramsey)

***House Bill No. 849** -- Taxes, Privilege - Reduces professional privilege tax to \$100 in fiscal year 2000; removes professional privilege tax on June 30, 2000. Amends TCA Title 67, Chapter 4, Part 17. by *Mumpower, *Harwell. (SB1536 by *Ramsey)

***House Bill No. 850** -- Taxes, Privilege - Abolishes professional privilege tax. - Repeals TCA Title 67, Chapter 4, Part 17. by *Mumpower, *Harwell. (SB1528 by *Ramsey)

***House Bill No. 851** -- Firearms and Ammunition - Reduces from "within 60 days" to "within 30 days" time in which handgun permit holder must notify department of safety regarding change of address. Amends TCA Title 39, Chapter 17, Part 13. by *Mumpower.

***House Bill No. 852** -- Taxes, Income - Exempts capital gains (as defined by Internal Revenue Code) from mutual fund from Hall income tax. Amends TCA Section 67-2-104. by *Mumpower. (SB1537 by *Ramsey)

***House Bill No. 853** -- Taxes, Income - Phases out Hall income tax over ten-year period. Amends TCA Title 67, Chapter 2. by *Mumpower. (SB1527 by *Ramsey)

***House Bill No. 854** -- Taxes, Inheritance Gift - Provides mechanism for adjusting state gift tax rates for inflation to conform with federal gift tax provisions. Amends TCA Title 67, Chapter 8. by *Mumpower, *Harwell. (SB1492 by *McNally)

***House Bill No. 855** -- Taxes, Inheritance Gift - Directs department of revenue to devise method to unify estate and gift tax rates and conform such rates to federal tax rates Amends TCA Title 67, Chapter 8. by *Mumpower, *Harwell. (SB1530 by *Ramsey)

***House Bill No. 856** -- Recycling - Authorizes department of environment and conservation to make grants from solid waste management fund to beneficial end users of waste tires. Amends TCA Section 68-211-867. by *McKee. (SB1440 by *Eisea)

***House Bill No. 857** -- Criminal Offenses - Creates Class A misdemeanor offense of pointing laser pointer device at law enforcement officer with intent to frighten officer or interfere with performance of officer's official duties. Amends TCA Title 39, Chapter 16, Part 5. by *McDonald, *Bone, *West, *Davidson, *Hood, *Rhinehart. (SB895 by *Rochelle)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

House Bill No. 858 -- Motor Vehicles, Titling and Registration - Authorizes issuance of Prince Hall Masonry new specialty earmarked license plates; earmarks portion of revenues from sale thereof to benefit Orange Mound charities Amends TCA Title 55, Chapter 4. by *Turner (Shelby), *Miller L, *DeBerry J, *Chumney, *Pruitt. (*SB675 by *Dixon)

House Bill No. 859 -- Memphis - Sets compensation of Memphis city school board at same as Memphis city council members. Amends Chapter 39 of the Acts of 1868-1869, as amended. by *Turner (Shelby), *Pleasant, *Bowers, *Miller L, *DeBerry J. (SB193 by *Dixon)

House Bill No. 860 -- Driver Licenses - Authorizes payment plan for court fines and costs for traffic offenses. Amends TCA Section 55-50-502. by *Turner (Shelby), *Cooper B, *Brooks, *Towns, *Chumney, *Pruitt, *Bowers, *Brown, *DeBerry L, *Miller L, *DeBerry J, *Robinson, *Kernell, *Pleasant. (*SB677 by *Dixon)

***House Bill No. 861** -- Taxes, Income - Converts Hall income tax to 3 percent income tax based on federal adjusted gross income, reduces sales tax by .5 percent. Amends TCA Title 67. by *Turner (Shelby). (SB1263 by *Dixon)

***House Bill No. 862** -- Utilities, Utility Districts - Allows gas utility districts in Sevier County to donate funding to chambers of commerce and economic and community organizations. Amends TCA Section 7-82-304. by *Montgomery. (SB1140 by *Clabough)

***House Bill No. 863** -- Custody and Support - Establishes license suspension and revocation as enforcement mechanisms to ensure compliance with provisions of orders of visitation. Amends TCA Title 36, Chapter 6. by *Patton, *Davis (Washington), *Miller L, *Bone, *Hood, *Sharp, *Bowers, *Dunn, *Hagood, *Westmoreland, *Fraley, *Ford S, *Cole (Carter), *Goins, *Baird, *Pleasant, *Scroggs, *Hassell, *Kerr, *Towns. (SB1463 by *Henry)

***House Bill No. 864** -- Agriculture - Enacts "Tennessee Strategic Industrial Hemp Seed Development Act of 1999." Amends TCA Title 43. by *Bowers.

***House Bill No. 865** -- Criminal Offenses - Revises criminal penalties for torture and abuse of animals. Amends TCA Title 39, Chapter 14. by *Bowers, *Ferguson.

***House Bill No. 866** -- Hospitals and Health Care Facilities - Excludes screening programs in conjunction with certain conferences from regulation of medical laboratories and laboratory personnel. Amends TCA Section 68-29-104. by *Boyer, *McDaniel, *Kisber, *Hargrove. (SB1526 by *Ramsey)

***House Bill No. 867** -- Divorce and Annulment - Creates divorce by agreement; sets procedures; requires mediation; provides for division of marital property. Amends TCA Title 36, Chapter 4, Part 1. by *Kerr, *Patton, *Sharp. (SB1132 by *Clabough)

***House Bill No. 868** -- Animals - Authorizes state apiarist to require or supervise treatment or destruction of diseased bees and contaminated bee equipment and supplies. Amends TCA Section 44-15-207. by *Kerr, *Baird. (SB927 by *Clabough)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 869** -- Ethics - Removes limit on candidate's expenditure of personal funds. Amends TCA Title 2, Chapter 10. by *Kerr. (SB1133 by *Clabough)

***House Bill No. 870** -- Utilities, Utility Districts - Enacts "Consolidation of County Utility Services Act of 1999." Amends TCA Title 5; Title 6; Title 7 and Title 9. by *Kerr. (SB1131 by *Clabough)

***House Bill No. 871** -- Liens - Creates automatic lien on specified project at time builder purchases building supplies on credit; lien is for cost of such supplies; financial entity entering into loan agreement with builder for project must be notified by seller of supplies that lien has attached and financial entity must honor seller's lien. Amends TCA Title 66, Chapter 11. by *Kerr. (SB1138 by *Clabough)

***House Bill No. 872** -- Public Buildings - Establishes that public building authorities shall not be considered to be instrumentalities of local government for purposes of conflict of interest requirements related to competitive bid processes. Amends TCA Title 12, Chapter 10, Part 1. by *Kerr. (SB1139 by *Clabough)

***House Bill No. 873** -- Taxes, Sales - Permits certain dealers to report and pay sales taxes 30 days after actual sale. Amends TCA Title 67, Chapter 6, Part 5. by *Kerr. (SB1137 by *Clabough)

***House Bill No. 874** -- Codes - Allows any person certified by state to conduct fire safety inspections or enforce building codes within local jurisdiction, to perform activities, within certification, for any other local government that may request service. Amends TCA Title 5; Title 7 and Title 68, Chapter 102, Part 1. by *Kerr. (SB1136 by *Clabough)

House Bill No. 875 -- Eminent Domain - Establishes minimum amount to be paid when owner-occupied residential real property taken by eminent domain. Amends TCA Title 29, Chapter 16, Part 1. by *Kerr. (*SB845 by *Fowler)

House Bill No. 876 -- Consumer Protection - Requires person who advertises as electrician to be licensed as electrician by applicable local or state authority. Amends TCA Title 47, Chapter 18, Part 1. by *Kerr. (*SB844 by *Fowler)

***House Bill No. 877** -- Taxes, Real Property - Revises law requiring owner of mobile home parks to collect tax from owners of mobile homes in owner's park so that assessor must collect directly from trailer or mobile home owner as an improvement upon the mobile home park owner's property. Amends TCA Title 67, Chapter 5, Part 8. by *Kerr. (SB1134 by *Clabough)

***House Bill No. 878** -- Animals - Authorizes department of agriculture to indemnify persons for costs of destroyed honeybees. Amends TCA Title 44, Chapter 15, Part 2. by *Kerr, *Baird. (SB1135 by *Clabough)

***House Bill No. 879** -- Drugs - Adds Stadol to list of schedule IV drugs. Amends TCA Title 39, Chapter 17, Part 4. by *Sargent. (SB978 by *McNally, *Blackburn, *Person)

***House Bill No. 880** -- Education - Enacts "Tennessee Charter School Act of 1998." Amends TCA Title 49, Chapter 50. by *Winningham. (SB1415 by *Rochelle)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 881** -- Pensions and Retirement Benefits - Provides for state to pay 70 percent of health insurance for teachers retired with 30 or more years of service. Amends TCA Section 8-27-302. by *Winningham, *Whitson, *Davis (Cocke). (SB1284 by *Davis L)

House Bill No. 882 -- Highway Signs - Gives discretion to department of transportation regarding issuance of vegetation control permits related to outdoor advertising; requires applicant for outdoor advertising permit to also apply for vegetation control permit if need for cutting, trimming or removing vegetation reasonably foreseen. Amends TCA Title 54, Chapter 21. by *Hagood, *Buttry, *Dunn, *Boyer, *Bittle, *Tindell. (*SB607 by *McNally)

House Bill No. 883 -- Education - Provides for distribution of commissioner of education's annual report on schools to local public libraries. Amends TCA Title 49. by *Hagood. (*SB775 by *Haun)

House Bill No. 884 -- Dentists - Adds as new power to board of dentistry to provide for any on-site evaluations of facilities, equipment and personnel of dentists as board determines appropriate in interest of public safety. Amends TCA Section 63-5-105. by *Hagood. (*SB764 by *Burchett)

***House Bill No. 885** -- Motor Vehicles, Titling and Registration - Authorizes issuance of license plate for city of Oak Ridge Amends TCA Title 55, Chapter 4. by *Caldwell, *Ferguson. (SB970 by *McNally, *Davis L)

***House Bill No. 886** -- Public Records - Excludes LEA employees' home address and home telephone numbers from public records law. Amends TCA Section 10-7-504. by *Winningham, *Whitson. (SB989 by *Springer)

***House Bill No. 887** -- Unemployment Compensation - Provides that non-instructional hourly wage employees may claim unemployment compensation during summer vacations. Amends TCA Title 49, Chapter 5, Part 3 and Title 50, Chapter 7, Part 3. by *Winningham. (SB1286 by *Davis L)

***House Bill No. 888** -- Insurance, Health, Accident - Provides that state will pay 70 percent of premium cost for insurance for teachers. Amends TCA Section 8-27-303. by *Winningham. (SB1285 by *Davis L)

***House Bill No. 889** -- Firefighters - Creates fund to assist volunteer fire departments. by *Goins, *Dunn, *Bunch, *Baird, *Newton, *Hargett. (SB1489 by *McNally)

***House Bill No. 890** -- Professions and Occupations - Makes void non-compete agreements entered into by professionals. Amends TCA Title 47, Chapter 25. by *Bunch.

***House Bill No. 891** -- Mortgages - Exempts from claims of assignees mortgage payments made to title holder of record. Amends TCA Title 66. by *Bunch, *Newton. (SB1260 by *Miller J)

House Bill No. 892 -- Motor Vehicles, Titling and Registration - Authorizes issuance of one Purple Heart license plate, free of charge, to each qualified applicant Amends TCA Title 55, Chapter 4, Part 2. by *Cooper B, *Towns, *Brooks, *Brown, *Langster, *DeBerry L, *Bowers. (*SB646 by *Harper)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 893** -- TennCare - Requires bureau of TennCare to provide to comptroller on quarterly basis accounting of funds involved in pharmacy rebate program, including amount of funds received and bills. Amends TCA Title 71, Chapter 5, Part 1. by *Eckles. (SB935 by *Womack)

***House Bill No. 894** -- Insurance, Health, Accident - Prohibits insurers and managed care organizations from denying payment or rescinding authorization after approval has been given to a provider to provide service unless there is fraud. by *Eckles. (SB1106 by *Cooper)

***House Bill No. 895** -- Insurance Companies, Agents, Brokers, Policies - Extends licensure period for insurance agents from one to three years; revises fees for license renewals; imposes \$10.00 fee for issuance of duplicate license to replace lost or stolen license. Amends TCA Title 56, Chapter 6. by *Pinion. (SB1161 by *Henry)

***House Bill No. 896** -- Comptroller, State - Deletes obsolete provisions requiring comptroller to conduct performance audits on Families First Act and on personal care services. Amends TCA Section 71-3-162 and Section 71-4-1209. by *Kernell. (SB1276 by *Springer)

***House Bill No. 897** -- Sunset Laws - Requires governmental entities to pay cost of sunset review. Amends TCA Title 4, Chapter 29. by *Kernell.

***House Bill No. 898** -- Criminal Offenses - Enacts "The Criminal Identity Theft Act." Amends TCA Title 39, Chapter 16, Part 3. by *Kernell. (SB1291 by *Davis L)

***House Bill No. 899** -- Administrative Procedure - Authorizes government operations committees to suspend effectiveness of rules already in effect. Amends TCA Title 4, Chapter 5. by *Kernell. (SB1271 by *Springer)

***House Bill No. 900** -- Day Care - Requires criminal background checks on day care drivers. Amends TCA Title 71, Chapter 3, Part 5. by *Kernell. (SB1179 by *Kyle)

***House Bill No. 901** -- Administrative Procedure - Specifies that agencies must provide fiscal impact of proposed rules and regulations if fiscal impact is more than 2 percent of agency's annual budget, or \$500,000, whichever is less. Amends TCA Section 4-5-226. by *Kernell. (SB1268 by *Springer)

***House Bill No. 902** -- Human Rights - Enacts "Citizen's Rights Act." Amends TCA Title 4, Chapter 21. by *Kernell. (SB1261 by *Dixon)

***House Bill No. 903** -- Juries and Jurors - Excuses mothers who are breastfeeding from jury duty upon their request. Amends TCA Title 22, Chapter 1, Part 1. by *Kernell. (SB977 by *Cohen)

House Bill No. 904 -- Labor - Revises per diem from \$50.00 to \$100 for members of occupational safety and health review commission. Amends TCA Section 50-3-801. by *Kernell. (*SB207 by *Springer)

House Bill No. 905 -- Basic Education Program (BEP) - Provides increased funding for operation of alternative schools by certain local education agencies. Amends TCA Section 49-3-359 and Section 49-6-3402. by *Pruitt. (*SB673 by *Dixon)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 906** -- Aged Persons - Creates task force to be in existence for one year to identify major health issues facing elderly, exclusive of issues relating to long-term care; creates office of aging within department of health. Amends TCA Title 4, Chapter 3, Part 18. by *Pruitt. (SB1040 by *Dixon)

***House Bill No. 907** -- Motor Vehicles - Revises brake requirements for vehicles weighing less than 7,500 pounds, and equipped with hydraulic breakaway mechanism. Amends TCA Section 55-9-204. by *Head. (SB1113 by *Cooper)

***House Bill No. 908** -- DUI/DWI Offenses - Provides that persons age 18 but under age 21 convicted of underage driving while impaired are eligible for restricted motor vehicle operator's license. Amends TCA Title 55, Chapter 10, Part 4. by *Sands. (SB1190 by *Cohen)

House Bill No. 909 -- Education - Clarifies that Watkins Institute should be recipient of annual appropriation from state to further its educational mission. Amends TCA Section 49-50-701. by *Arriola. (*SB8 by *Henry, *Harper)

House Bill No. 910 -- Aged Persons - Requires long-term care advisory council to make annual reports on implementation of long-term care services plan developed pursuant to TCA 71-5-1402; requires commissioner of health to report on quality standards to certain legislative standing committees. Amends TCA Title 71 and Title 4. by *Arriola. (*SB161 by *Henry)

House Bill No. 911 -- Trusts - Clarifies and formally recognizes practice whereby trustees may take action with written consent of beneficiaries. Amends TCA Title 35, Chapter 50, Part 1. by *Fowlkes, *Bone, *Sands, *Hood, *Newton. (*SB528 by *Fowler)

House Bill No. 912 -- Trusts - Enacts "Perpetual Trust Act of 1999." Amends TCA Title 35, Chapter 50 and Section 66-1-205. by *Fowlkes, *Bone, *Sands, *Hood, *Newton. (*SB565 by *Haynes)

***House Bill No. 913** -- TennCare - Requires TennCare to cover smoking cessation products. Amends TCA Section 71-5-107. by *Robinson. (SB1224 by *Haynes)

***House Bill No. 914** -- Education - Establishes pilot program in five counties in each grand division based on Beacon Literacy Development Program. by *Eckles, *Head. (SB934 by *Womack)

***House Bill No. 915** -- Scholarships and Financial Aid - Creates "Tennessee National Guard Tuition Assistance Act." Amends TCA Title 49, Chapter 4 and Title 58, Chapter 1. by *Bone, *McDonald, *Windle, *Turner (Hamilton). (SB1413 by *Rochelle)

***House Bill No. 916** -- Courts, Chancery - Authorizes city judges to administer oaths. Amends TCA Title 16, Chapter 18. by *Bone. (SB984 by *Rochelle)

***House Bill No. 917** -- Libraries - Provides employees of state regional library boards same benefits as state employees. Amends TCA Title 8. by *Bone. (SB896 by *Rochelle)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 918** -- Criminal Offenses - Creates Class C felony offense of possession of firearm while committing felony; requires sentence to be served consecutively to sentence for underlying felony. Amends TCA Title 39, Chapter 17, Part 13. by *Sands. (SB1174 by *Blackburn, *Person, *Haun)

***House Bill No. 919** -- Insurance Companies, Agents, Brokers, Policies - Rewrites certain procedural provisions regarding rehabilitation and liquidation of insurance companies. Amends TCA Title 56, Chapters 9 and 12. by *Sands. (SB1080 by *Womack)

***House Bill No. 920** -- Sentencing - Requires pre-sentence report to include defendant's criminal history and juvenile record; allows use of all defendant's delinquent acts as enhancement factor. Amends TCA Title 40, Chapter 35. by *Sands. (SB1175 by *Blackburn, *Person, *Haun)

***House Bill No. 921** -- Sentencing - Removes presumption that defendant committing Class C, D or E felony is favorable candidate for alternative sentencing; requires court to consider all alternative sentencing options when determining appropriate sentence for such defendant. Amends TCA Title 40, Chapter 35. by *Sands. (SB1173 by *Blackburn, *Haun, *Person)

***House Bill No. 922** -- Law Enforcement - Allows Vanderbilt University to employ and commission campus security officers on same basis as University of Tennessee or board of regents; such officers to also hold special police commissions issued by Metro chief of police. Amends TCA Section 49-7-118. by *Langster, *Jones, S.. (SB1230 by *Haynes)

***House Bill No. 923** -- DUI/DWI Offenses - Decreases from .10 to .08 percent blood alcohol content for DUI and for creating presumption of impairment Amends TCA Section 55-10-403; Section 55-10-408; Section 55-10-418 and Section 55-10-401. by *Beavers, *Briley, *Jones, S.. (SB1490 by *McNally)

***House Bill No. 924** -- Credit, Consumer - Prohibits persons engaged in business of offering or extending credit, through credit card, to consumers by unsolicited direct mail from including certain personal identifying information on or in the solicitation. Amends TCA Title 47, Chapter 22. by *Beavers, *Godsey. (SB974 by *Burchett)

***House Bill No. 925** -- Criminal Procedure - Authorizes sentencing court to expunge certain criminal records under certain circumstances. Amends TCA Section 38-6-118 and Section 40-32-101. by *Langster, *Pruitt, *Jones U (Shelby). (SB1193 by *Cohen)

House Bill No. 926 -- Criminal Procedure - Provides additional exemption from duty of law enforcement officer to take fingerprints if fingerprints stored in electronic fingerprint imaging files of booking agency and arresting or booking officer verifies that individual's fingerprints are on file through use of single digit imaging reader. Amends TCA Title 38, Chapter 3. by *Langster, *Pruitt. (*SB492 by *Haynes)

***House Bill No. 927** -- Teachers, Principals and School Personnel - Provides that principal's salary tied to job performance not subject to negotiations under the Professional Negotiations Act. Amends TCA Section 49-2-303. by *Buttry. (SB937 by *Burchett)

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

House Bill No. 928 -- Driver Licenses - Prohibits sale of driver or identification license photographs; violation Class A misdemeanor. Amends TCA Title 55, Chapter 50. by *Ridgeway. (*SB450 by *Herron)

House Bill No. 929 -- Insurance, Motor Vehicles - Prohibits insurance companies, agents or adjusters from requiring motor vehicle repairs be performed by specified contractors or motor vehicle repair shops. Amends TCA Title 56, Chapter 7, Part 11. by *Ridgeway. (*SB707 by *Herron)

House Bill No. 930 -- County Officers - Authorizes former governors and former members of county legislative bodies to solemnize marriages. Amends TCA Section 36-3-301. by *Ridgeway. (*SB706 by *Herron)

***House Bill No. 931** -- Criminal Offenses - Makes misrepresentation of mileage on new motor vehicles offense; increases penalty for misrepresentation of mileage on vehicles to Class D felony; imposes liability of greater of actual damages or \$4,000 and authorizes civil action to enforce. Amends TCA Title 39, Chapter 14, Part 1. by *Ridgeway. (SB1369 by *Person)

***House Bill No. 932** -- Hospitals and Health Care Facilities - Adds Henry County to pilot program for residential homes for aged. Amends TCA Section 12-4-320. by *Ridgeway. (SB1251 by *Herron)

House Bill No. 933 -- Purchasing - Enacts "State and Local Purchasing Act of 1999." Amends TCA Title 12, Chapter 3. by *McDonald. (*SB752 by *Graves)

***House Bill No. 934** -- Taxes, Inheritance Gift - Provides mechanism for adjusting state gift tax rates for inflation to conform with federal gift tax provisions; directs department of revenue to devise mechanism to unify Tennessee estate and gift tax rates and conform such rates to federal tax rates. Amends TCA Title 67, Chapter 8. by *McDonald. (SB1332 by *Graves)

***House Bill No. 935** -- Consumer Protection - Requires title pledge lender to send pledgor statement prior to beginning of any period of renewal. Amends TCA Title 45, Chapter 15, Part 1. by *McDonald. (SB1331 by *Graves)

***House Bill No. 936** -- Taxes - Establishes procedure for local governments and taxing jurisdictions to pay refunds of state-shared taxes after taxpayer prevails in proceeding to challenge such tax. Amends TCA Title 67, Chapter 1. by *McDonald. (SB1348 by *Graves)

House Bill No. 937 -- Taxes - Establishes procedure for local governments to pay portion of refunds made to taxpayers owed by such local governments Amends TCA Title 67, Chapter 1. by *McCord. (*SB33 by *Clabough)

***House Bill No. 938** -- Sewage - Establishes policies, procedures and requirements for utilization of single-home on-site aerobic sewage treatment plants without field line systems for final disposal. Amends TCA Title 68, Chapter 221. by *Arriola. (SB1239 by *Haynes)

***House Bill No. 939** -- Taxes, Exemption - Removes gasoline and diesel tax from fuel sold at marinas to boats, motorboats, sailboats and personal watercraft. Amends TCA Title 67, Chapter 3, Part 15. by *Bittle. (SB947 by *Burchett)

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***House Bill No. 940** -- Aged Persons - Creates criminal offenses of exploitation of elderly or disabled adult and fiduciary abuse; set penalties; provides civil remedy for such offenses; provides for department of human services to report violations by licensed persons or entities. Amends TCA Title 39, Chapter 13 and Title 71, Chapter 6, Part 1. by *Scroggs. (SB1350 by *Cohen)

***House Bill No. 941** -- Judges and Chancellors - Provides that membership of court of the judiciary always include at least one appointee currently and regularly exercising juvenile court jurisdiction. Amends TCA Section 17-5-201. by *Scroggs. (SB1375 by *Person)

***House Bill No. 942** -- Taxes, Real Property - Classifies cooperatives, for property tax purposes, as single family residential real property and each unit to be assessed and taxed separately to holder of proprietary lease. Amends TCA Title 67, Chapter 5, Part 8. by *Scroggs. (SB1374 by *Person)

***House Bill No. 943** -- Public Health and Health Care - Creates "Tennessee Adult Day Health Care Act." Amends TCA Title 68, Chapter 11. by *Bowers. (SB1020 by *Ford J)

***House Bill No. 944** -- Hospitals and Health Care Facilities - Authorizes department of health to inspect and copy health care facility records; provides health care facility representative with immunity from liability to patient for providing records to department of health; exempts from open records provisions all materials created during investigation by department. Amends TCA Section 68-11-304. by *Davis (Washington). (SB1177 by *Crowe)

***House Bill No. 945** -- Criminal Offenses - Creates Class E felony offense of breaking into or possessing tools to break into parking meter, coin telephone or other vending machine dispensing goods, coins or change or coin operated services. Amends TCA Title 39, Chapter 14. by *Davis (Washington). (SB1176 by *Crowe)

House Bill No. 946 -- Development Districts - Authorizes community development agencies in Shelby County to act as housing authorities; exempts Shelby County from provision limiting powers of housing authority. Amends TCA Title 13, Chapter 20. by *Brooks, *Brown, *Jones, S., *DeBerry L, *Bowers. (*SB191 by *Dixon)

House Bill No. 947 -- Judgments - Exempts Families First benefits from execution, seizure or attachment. Amends TCA Section 26-2-111. by *Brooks, *Cooper B, *Jones, S., *Brown, *Pruitt, *DeBerry L. (*SB462 by *Harper)

House Bill No. 948 -- Human Rights - Creates commission on African American struggle for justice, equality and opportunity; provides certain funding sources for the commission. Amends TCA Title 4, Chapter 11 and Title 55, Chapter 4, Part 2. by *Brooks, *Pruitt, *Cooper B, *Brown, *DeBerry L, *Bowers. (*SB953 by *Harper)

House Bill No. 949 -- Drugs - Repeals requirement that health care providers report to public school officials drug overdoses by students in grades K-12. Amends TCA Section 68-24-301. by *Brooks, *Caldwell, *Westmoreland, *Pruitt, *Cooper B, *Jones, S., *Brown, *DeBerry L, *Bowers. (*SB846 by *Williams)

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House Bill No. 950 -- Taxes, Real Property - Expands type of private nonprofit entity to whom property acquired by county or municipality at tax sale permitted to be used for residential purposes may be conveyed by officers of municipality or county, in lieu of sale to private purchasers. Amends TCA Title 67, Chapter 5. by *Brooks, *Pruitt, *Cooper B, *Jones, S., *Brown, *DeBerry L, *Bowers. (*SB192 by *Dixon)

***House Bill No. 951** -- Human Rights - Removes any member of board of human rights commission for being absent from three meetings of board during one year period; requires establishment of toll-free hotline to report discriminatory practices. Amends TCA Title 4, Chapter 21. by *Brooks, *DeBerry L. (SB1075 by *Kyle)

House Bill No. 952 -- Telecommunications - Restricts children's access to electronic pagers unless such children have parental consent. by *Brooks, *Cooper B, *Jones, S., *Brown, *Pruitt, *DeBerry L, *Bowers. (*SB399 by *Cooper)

House Bill No. 953 -- Marriage - Requires STD testing as a prerequisite for issuance of a marriage license. Amends TCA Section 36-3-104. by *Brooks, *Pruitt, *Cooper B, *Jones, S., *DeBerry L. (*SB948 by *Burchett)

House Bill No. 954 -- Firearms and Ammunition - Defines "personalized handgun"; restricts selling, assigning or otherwise transferring any handgun in this state unless it is personalized handgun; provides for personalized handgun study commission. Amends TCA Title 39, Chapter 17, Part 13. by *Brooks, *Cooper B, *Jones, S., *Brown, *Pruitt, *DeBerry L, *Bowers. (*SB469 by *Harper)

House Bill No. 955 -- Urban Renewal - Allows certain real property acquired by municipality or county, because of taxes unpaid thereon, to be conveyed to private developers for redevelopment under certain circumstances. Amends TCA Section 67-5-2509. by *Brooks, *Cooper B, *Jones, S., *DeBerry L, *Bowers. (*SB678 by *Dixon)

***House Bill No. 956** -- Urban Renewal - Enacts "Tennessee Strategic Economic Development Act of 1999." Amends TCA Title 13, Chapter 28. by *Brooks, *DeBerry L, *Bowers. (SB1049 by *Dixon)

House Bill No. 957 -- Motor Vehicles, Titling and Registration - Authorizes issuance of distinctive registration plates for World War II veterans Amends TCA Title 55, Chapter 4. by *Curtiss. (*SB609 by *Davis L)

House Bill No. 958 -- Game and Fish Laws - Revises requirements for engaging in business as wholesale fish or mussel dealer; redefines "wholesale fish dealer." Amends TCA Section 70-2-206. by *Tidwell. (*SB767 by *Springer)

House Bill No. 959 -- Boats, Boating - Authorizes titling of watercraft. Amends TCA Title 69, Chapter 10. by *Tidwell. (*SB636 by *Springer)

***House Bill No. 960** -- Architects, Engineers and Designers - Authorizes civil engineers who were engaged in surveying prior to March 1, 1979, to obtain surveying license. Amends TCA Section 62-18-109. by *Tidwell. (SB1282 by *Springer)

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***House Bill No. 961** -- Limitation of Actions - Establishes guidelines for person acquiring real property through adverse possession. Amends TCA Title 28, Chapter 2. by *Patton. (SB1155 by *Crowe)

***House Bill No. 962** -- Courts, General Sessions - Permits judgment creditor to examine judgment debtor in general sessions proceedings Amends TCA Title 16, Chapter 15, Part 7, Section 712. by *Head. (SB1464 by *Henry)

***House Bill No. 963** -- Workers' Compensation - Changes from May 1 of each year to March 1 of each year date by which advisory council must report findings and conclusions regarding workers' compensation. Amends TCA Title 50, Chapter 6. by *Head. (SB1294 by *Davis L)

***House Bill No. 964** -- Contractors - Authorizes board of contractors to use line of credit for purposes of determining financial condition of applicant. Amends TCA Title 62, Chapter 6. by *Head. (SB1293 by *Davis L)

House Bill No. 965 -- Highways, Roads and Bridges - Requires department of transportation to secure approval of state building commission for road projects. Amends TCA Title 4, Chapter 15; Title 54, Chapter 5 and Title 67, Chapter 3. by *Head. (*SB985 by *Springer)

***House Bill No. 966** -- Motor Vehicles - Excludes vehicles 26,000 pounds and under operating not for hire and in Tennessee from ownership display requirements. Amends TCA Title 54, Chapter 4, Part 1. by *Head, *Davis (Cocke). (SB1094 by *Cooper)

House Bill No. 967 -- General Assembly - Authorizes chief clerk of either house to serve subpoenas issued by general assembly. Amends TCA Title 3. by *Head, *Davis (Cocke). (*SB986 by *Springer)

House Bill No. 968 -- Railroads - Authorizes conductor to put off non-paying passenger at a regular station; removes authority of conductor to put off non-paying passenger at any point where passenger could step on land. Amends TCA Title 3; Title 4; Title 54; Title 65 and Title 67. by *Head, *Davis (Cocke). (*SB987 by *Springer)

House Bill No. 969 -- Transportation, Dept. of - Increases, from two to three, number of weeks in which notice for bids must be published prior to date set for receiving bids. Amends TCA Title 3; Title 4; Title 54; Title 55; Title 65 and Title 67. by *Head, *Davis (Cocke). (*SB988 by *Springer)

***House Bill No. 970** -- Taxes, Sales - Eliminates sales taxes on food. Amends TCA Title 67, Chapter 6. by *Turner (Shelby). (SB1317 by *Dixon)

***House Bill No. 971** -- Taxes, Exemption - Exempts food items which may be purchased by food stamps and any items determined by the department of human services to be a "necessity" from sales and use taxes. Amends TCA Title 67, Chapter 6. by *Jones, S.. (SB1232 by *Haynes)

***House Bill No. 972** -- Public Health and Health Care - Removes requirement that pilot project for managed home-based and community-based long-term care for senior citizens be limited to nursing home eligibles under Medicaid program. Amends TCA Section 71-5-187. by *Jones, S.. (SB1231 by *Haynes)

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***House Bill No. 973** -- Managed Care Organizations - Requires MCOs to report performance and customer satisfaction data to department of health; requires department to issue report cards on such MCOs. Amends TCA Title 56, Chapter 32 and Title 68, Chapter 1. by *Jones, S.. (SB1225 by *Haynes)

***House Bill No. 974** -- Alcoholic Beverages - Increases from 30 to 60 days duration of temporary permit to serve alcoholic beverages. Amends TCA Section 57-3-707. by *Jones, S., *Kent. (SB1226 by *Haynes)

***House Bill No. 975** -- Fees - Expands authority to demand appellate fees to any deputy clerk; reorganizes appellate court fees; increases certain fees. Amends TCA Title 8, Chapter 21, Part 5. by *Jones, S., *McMillan. (SB1229 by *Haynes)

***House Bill No. 976** -- Civil Procedure - Repeals certain provisions relative to service of process. - Repeals TCA Sections 20-2-201 through 20-2-217; Section 20-2-113; Section 36-5-2201; Section 48-15-105 and Section 48-15-104. by *Jones, S., *McMillan. (SB1228 by *Haynes)

***House Bill No. 977** -- Firearms and Ammunition - Prohibits possession of firearm on premises of places that serve alcohol, instead of places that serve or sell alcohol. Amends TCA Section 39-17-1305. by *West. (SB1184 by *Cohen)

***House Bill No. 978** -- County Officers - Authorizes county register of deeds in Davidson County to institute automated system for registering deeds and other instruments from remote locations, such instruments to be received, approved and recorded in register's system. Amends TCA Title 8, Chapter 13, Part 1. by *Briley, *Jones, S., *Garrett, *Robinson, *Harwell.

House Bill No. 979 -- Municipal Government - Declares graffiti on public property or visible from publicly owned property to be public nuisance which may be abated by civil action or suit in circuit or chancery court; authorizes municipalities to adopt ordinance to use municipal funds to remove graffiti under certain circumstances. Amends TCA Title 6, Chapter 54. by *Briley, *Garrett, *Robinson, *Harwell. (*SB922 by *Harper)

House Bill No. 980 -- Labor - Subject to approval by 2/3 vote of Metro Council, authorizes appropriate boards or commissions of Davidson County to enter into memoranda of understanding with employee representatives which are enforceable, provided certain provisions included; contains reverse severability clause. Amends TCA Title 7, Chapter 3, Part 1. by *Jones, S., *Langster, *Pruitt, *Briley, *Odom, *Robinson, *Harwell. (*SB688 by *Harper)

House Bill No. 981 -- Jails, Local Lock-ups - Allows county jails and workhouses to partially recover directly cost of hygiene and clothing items issued to inmates from inmates' jail accounts Amends TCA Title 41, Chapter 4, Part 1. by *Jones, S., *Odom, *Briley, *Garrett, *Robinson, *Harwell. (*SB486 by *Haynes)

House Bill No. 982 -- State Inmates - Prohibits increase in inmate population in any county where 15 percent or more of state's inmate population confined, unless such increase approved by county legislative body. Amends TCA Title 41, Chapter 1, Part 1. by *Odom, *Jones, S., *Pruitt, *Briley, *Robinson, *Harwell. (*SB952 by *Harper)

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House Bill No. 983 -- Local Government, General - Expands regulation under Tennessee Passenger Transportation Services Act to include limousines, sedans, and shuttles in addition to taxicabs; includes compliance and liability requirements; removes certain language concerning authority of department of safety to regulate passenger services. Amends TCA Title 7, Chapter 51. by *Jones, S., *Odom, *Langster, *Garrett, *Robinson, *Harwell. (*SB493 by *Haynes)

***House Bill No. 984** -- TennCare - Bans carve out contracts for mental health services to BHOs after 12/31/99; permits MCOs to receive enhanced capitation rates for such services to priority population. Amends TCA Title 33; Title 56 and Title 71. by *Eckles. (SB1324 by *Springer)

House Bill No. 985 -- Election Laws - Redesignates certain Class C misdemeanors as Class E felonies under election laws. Amends TCA Title 2, Chapter 19, Part 1. by *Hargrove, *DeBerry L, *Naifeh. (*SB870 by *Burks)

House Bill No. 986 -- Taxes, Real Property - Authorizes state division of property assessments to take steps necessary to ensure compliance with classification and assessment requirements of county found in noncompliance if assessor of property or county is unable or unwilling to comply; requires county to reimburse state for costs incurred. Amends TCA Section 67-5-505. by *Hargrove, *Kisber, *McDaniel. (*SB914 by *Rochelle)

House Bill No. 987 -- Election Laws - Requires precinct lines to be established on census 2000 boundaries after phase 2 maps under bbps are submitted to census bureau by office of local government. Amends TCA Title 2, Chapter 3. by *Hargrove, *Rinks. (*SB832 by *Crutchfield)

***House Bill No. 988** -- Courts, General Sessions - Authorizes general sessions courts to issue subpoenas and other process to require judgment debtor to appear before court and answer questions of judgment creditor in order to assist judgment creditor in execution of judgment. Amends TCA Title 16, Chapter 15, Part 7. by *Hargrove. (SB1236 by *Haynes)

House Bill No. 989 -- Sentencing - Adds to list of sentencing enhancement factors that victim was intentionally selected by defendant because of defendant's belief or perception regarding race, religion, color, disability, sexual orientation, national origin, ancestry or gender of victim. Amends TCA Section 40-35-114. by *Hargrove. (*SB897 by *Rochelle)

House Bill No. 990 -- Taxes, Real Property - Increases time period for which low-income single family dwelling to be built by charitable organization shall be exempt from taxation from 18 to 22 months Amends TCA Section 67-5-221. by *Hargrove. (*SB981 by *Burks)

***House Bill No. 991** -- Taxes, Exemption - Increases amount of amusement tax exemption for membership dues or fees of recreation club or community service organization from \$150 to \$175 per member per annum. Amends TCA Title 67, Chapter 6, Part 5 and Title 67, Chapter 6, Part 3. by *Hargrove. (SB1403 by *Rochelle)

House Bill No. 992 -- Business Organizations - Revises and makes technical corrections to LLC statute. Amends TCA Title 48. by *Hargrove. (*SB917 by *Rochelle)

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***House Bill No. 993** -- Election Laws - Changes required number of signatures on petitions for independent and primary candidates from 25 to 40. Amends TCA Section 2-5-101. by *Hargrove. (SB1237 by *Haynes)

House Bill No. 994 -- Victims' Rights - Provides that failure to provide right under Victim's Bill of Rights may not be used by defendant as ground for appeal, by judge to reverse conviction and does not give rise to claim for damages or cause of action against government official. Amends TCA Title 40, Chapter 38. by *Hargrove. (*SB871 by *Burks)

***House Bill No. 995** -- Tort Liability - Raises minimum liability limits under Governmental Tort Liability Act; requires TACIR to study and report on or about 1/31/2005, and every five years thereafter, on minimum limits; creates Local Government Catastrophic Events Fund to pay claims for catastrophic occurrences. Amends TCA Title 29, Chapter 20. by *Hargrove. (SB1401 by *Rochelle)

House Bill No. 996 -- Tort Liability - Creates Local Government Catastrophic Events Fund to be administered by state treasurer for damages arising out of catastrophic occurrence which exceed liability limits under Governmental Tort Liability Act. Amends TCA Title 29. by *Hargrove. (*SB916 by *Rochelle)

House Bill No. 997 -- Tort Liability - Increases minimum liability limits under Governmental Tort Liability Act; requires TACIR to study and file report on minimum limits on or about January 31, 2005, and every five years thereafter, except under certain circumstances. Amends TCA Title 29, Chapter 20, Part 4. by *Hargrove. (*SB915 by *Rochelle)

House Bill No. 998 -- Redistricting, Congressional - Requires congressional districts to be redistricted within one year after receiving PL 94-171 data from federal enumeration of population. Amends TCA Section 2-16-102 and Title 2. by *Hargrove, *Rinks. (*SB833 by *Crutchfield)

House Bill No. 999 -- Redistricting, Legislative - Clarifies that senate districts must comply with applicable federal statutes Amends TCA Title 2 and Section 3-1-102. by *Hargrove, *Rinks. (*SB810 by *Crutchfield)

House Bill No. 1000 -- Redistricting, Legislative - Clarifies that state house districts must comply with all federal statutes and court decisions Amends TCA Title 2 and Section 3-1-103. by *Hargrove, *Rinks. (*SB834 by *Crutchfield)

House Bill No. 1001 -- Probation and Parole - Limits, effective July 1, 1999, requirement that deferral and probation order cannot be entered by court without certification from TBI that proceedings involving defendant were deferred and defendant placed on probation for commission on felony. Amends TCA Title 38; Title 39; Title 40 and Title 41. by *Hargrove. (*SB856 by *Kyle)

***House Bill No. 1002** -- Education - Provides for commissioner of education and local superintendents to collect and disseminate innovative educational practices. Amends TCA Title 49. by *Hargrove. (SB1402 by *Rochelle)

***House Bill No. 1003** -- Financial Disclosure - Increases from three to five days length of time registry of election finance given to notify candidate that inspection of files of candidate or campaign committee has occurred. Amends TCA Title 2, Chapter 10 and Title 3. by *Hargrove. (SB1274 by *Springer)

***House Bill No. 1004** -- Insurance Companies, Agents, Brokers, Policies - Requires claims arising under contract of insurance be paid within 30 days of date notice of proof of claim is filed; 18 percent per annum accrues if good faith attempt not made and claimant entitled to reasonable attorney fees if delay is without reasonable cause. Amends TCA Title 56, Chapter 7, Part 1. by *Briley, *Cooper B, *Jones, S., *Towns, *Harwell, *McMillan, *Head. (SB1130 by *Harper)

***House Bill No. 1005** -- Civil Procedure - Revises liability on insurers and bonding companies for bad-faith failure to pay promptly; allows reasonable attorney fees in actions; allows private right of action for unfair claim settlement practices. Amends TCA Title 56, Chapter 7 and Title 56, Chapter 8. by *Briley, *Cooper B, *Towns, *Jones, S., *Harwell, *McMillan, *Head. (SB1129 by *Harper)

***House Bill No. 1006** -- Architects, Engineers and Designers - Expands present immunity for architects and engineers who provide inspection services at scene of earthquakes to also apply at scene of natural disaster. Amends TCA Section 62-2-109. by *Briley, *Towns, *Jones, S., *Harwell, *McMillan, *Head. (SB1078 by *Harper)

House Bill No. 1007 -- Insurance Companies, Agents, Brokers, Policies - Requires insurance adjusters to be licensed by commissioner of commerce and insurance. Amends TCA Title 56, Chapter 6. by *Briley, *Jones, S.. (*SB256 by *Harper)

***House Bill No. 1008** -- Education - Provides for report by office of education accountability on educational goals and suggestions on new goals to be implemented. Amends TCA Title 49. by *Jackson. (SB1334 by *Springer)

***House Bill No. 1009** -- Education - Provides for contracts on disaster use of other LEA's schools. Amends TCA Title 49. by *Jackson. (SB1335 by *Springer)

***House Bill No. 1010** -- Culture - Recognizes role of Tennessee Arts Commission as distribution agent for state appropriated arts funds. Amends TCA Title 4, Chapter 20. by *Jackson. (SB1336 by *Springer)

***House Bill No. 1011** -- TennCare - Clarifies that state's subrogation interest recoverable by MCOs as part of TennCare contract. Amends TCA Title 71, Chapter 5, Part 1. by *Jackson. (SB1338 by *Springer)

***House Bill No. 1012** -- Teachers, Principals and School Personnel - Requires local board of education to conduct TBI criminal background check on applicants for teaching positions and other positions requiring proximity to school children; requires TBI to provide investigation at no charge to local board of education. Amends TCA Title 49, Chapter 5, Part 4. by *Jackson. (SB1339 by *Springer)

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***House Bill No. 1013** -- TennCare - Adds authority permitting department of health to promulgate rules for informal hearings on appeals from denial of services and denials of requests for reimbursement by enrollees where claim is under \$500. Amends TCA Title 71, Chapter 5, Part 1. by *Jackson. (SB1340 by *Springer)

***House Bill No. 1014** -- Taxes, Tobacco, Tobacco Products - Imposes 5 mill tax on each cigarette to be earmarked to compensate for care rendered by essential provider hospitals which receive funds for graduate medical education from TennCare program or which received disproportionate share adjustment in 1993. Amends TCA Title 67, Chapter 4, Part 10. by *Jackson. (SB1360 by *Cohen)

***House Bill No. 1015** -- Education - Revises quarterly settlements of education funds made by county executive to include BEP and federal funds. Amends TCA Title 49. by *Jackson. (SB1341 by *Springer)

***House Bill No. 1016** -- Education, Higher - Authorizes board of regents and University of Tennessee board to enter into cooperative agreements with local law enforcement agencies for campus security. Amends TCA Title 49, Chapter 7. by *Jackson. (SB1342 by *Springer)

***House Bill No. 1017** -- Teachers, Principals and School Personnel - Requires that applicants for teaching positions pay cost of criminal background checks, rather than LEA paying such costs. Amends TCA Section 49-5-413. by *Jackson. (SB1343 by *Springer)

***House Bill No. 1018** -- Criminal Procedure - Broadens venue for prosecution of violations arising from falsification of sexual offender registration or monitoring form. Amends TCA Title 40, Chapter 39, Part 1. by *Jackson. (SB1344 by *Springer)

***House Bill No. 1019** -- School Transportation - Authorizes minimum fine of \$500 for vehicles passing stopped school buses receiving or discharging school children Amends TCA Title 55, Chapter 8. by *Jackson. (SB1345 by *Springer)

***House Bill No. 1020** -- Education, Higher - Exempts institutions operated by, or on behalf of, federal government from regulation under Postsecondary Education Authorization Act. Amends TCA Title 49, Chapters 7. by *Jackson. (SB1346 by *Springer)

House Bill No. 1021 -- TennCare - Specifically includes behavioral services for individuals under 21 with autism as services to be provided by medical assistance; in special education cases involving autism designates as experts those persons who have five years' relevant experience in addition to Master's degree. Amends TCA Title 49, Chapter 10 and Title 71. by *Jackson. (*SB235 by *Herron)

House Bill No. 1022 -- Housing - Authorizes city housing authority to add non-voting member who is tenant of housing authority in good standing for six months before being appointed to authority. Amends TCA Title 13, Chapter 20. by *Jackson. (*SB442 by *Graves)

House Bill No. 1023 -- Tobacco, Tobacco Products - Removes state preemption relative to regulation of use of tobacco products, thereby permitting cities and counties to regulate such use. Amends TCA Title 39, Chapter 17, Part 15. by *Jackson. (*SB476 by *Henry)

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***House Bill No. 1024** -- Tennessee Wildlife Resources Agency - Requires reciprocal agreements relative to wildlife violations to take effect 30 days after TWRA publishes agreement; authorizes executive director to suspend or reinstate privileges under reciprocal agreement relative to wildlife violations. Amends TCA Section 70-1-302 and Section 70-1-305. by *Jackson. (SB1412 by *Rochelle)

***House Bill No. 1025** -- TennCare - Deletes 1969 requirement of review for next five years of medical assistance program and requires instead annual review by general assembly, with submission of certain information to department of health and comptroller; requires program related audits from department of commerce and insurance. Amends TCA Title 71, Chapter 5, Part 1. by *Jackson. (SB1436 by *Herron)

House Bill No. 1026 -- Abuse - Enacts "1-800-No Abuse Act of 1999." by *Jackson. (*SB772 by *Springer)

***House Bill No. 1027** -- Tobacco, Tobacco Products - Rewrites Prevention of Youth Access to Tobacco Act; adds civil offense of minor possessing tobacco product, punishable by juvenile court citation; modifies department of agriculture enforcement; creates new civil penalties subject to UAPA hearings. Amends TCA Title 39, Chapter 17, Part 15. by *Jackson. (SB1380 by *Person)

***House Bill No. 1028** -- Education, Higher - Deletes college savings bond program. Amends TCA Title 49, Chapters 7, 8, and 9. by *Jackson. (SB1337 by *Springer)

***House Bill No. 1029** -- Taxes, Exemption - Raises amount of membership dues tax exemption from no tax due and owing on the first \$150 of dues assessed to no tax due and owing on the first \$175 of dues assessed. Amends TCA Title 67, Chapter 6, Part 3. by *Jackson. (SB1361 by *Cohen)

***House Bill No. 1030** -- Law Enforcement - Redefines "highways" for purposes of driver license enforcement. Amends TCA Section 55-50-102. by *Langster, *Jones, S.. (SB1227 by *Haynes)

House Bill No. 1031 -- Fire Prevention and Investigation - Expands inherently dangerous conditions in buildings to include "any dangerous or defective condition," which if found by official of fire prevention division requires immediate correction so as not to place responsibility for condition on owner, occupant, architect, contractor, builder, mechanic, electrician or other person. Amends TCA Section 68-102-117. by *Jones U (Shelby), *Miller L, *Pleasant, *DeBerry J. (*SB1035 by *Dixon)

House Bill No. 1032 -- Radio and Television - Authorizes providers of electric services to provide cable television, Internet and related services. Amends TCA Title 7, Chapter 52; Title 7, Chapter 59 and Title 65, Chapter 25. by *Hargrove, *Head, *Lewis, *Sands. (*SB1109 by *Cooper)

House Bill No. 1033 -- General Assembly - Requires 0.1 percent of all federal moneys expended for programs and services in Tennessee be remitted to general assembly for monitoring and oversight. Amends TCA Title 3, Chapter 1, Part 1. by *Kernell. (*SB1019 by *Ford J)

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***House Bill No. 1034** -- Administrative Procedure - Clarifies authority of government operations committees. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 5. by *Kernell. (SB1275 by *Springer)

***House Bill No. 1035** -- Taxes, Exemption - Increases amount of amusement tax exemption for membership dues or fees of recreation club or community service organization from \$150 to \$175 per member per annum. Amends TCA Title 67, Chapter 4; Title 67, Chapter 6, Part 3 and Title 67, Chapter 6, Part 5. by *Hargrove. (SB1404 by *Rochelle)

***House Bill No. 1036** -- Election Laws - Revises election laws. Amends TCA Sections 2-2-107; 2-2-127; 2-3-201(a); 2-4-102; 2-4-103; 2-4-109; 2-4-110; 2-5-204(c); 2-6-601; 2-8-107(b); 2-12-108; and 2-12-201(a)(1). by *Hargrove. (SB1416 by *Rochelle)

***House Bill No. 1037** -- TennCare - Revives select oversight committee on TennCare; extends termination date to adjournment of 2004 session of general assembly.. Amends TCA Title 3, Chapter 15, Part 5. by *Jackson.

House Bill No. 1038 -- Disabled Persons - Removes age limitation for court ordered child support for children who are disabled or handicapped. Amends TCA Section 36-5-101. by *Jackson. (*SB413 by *Springer)

House Bill No. 1039 -- Medical Occupations - Authorizes EMTs and EMT-Ps to receive cash bonuses for completing annual in-service training, subject to funding. Amends TCA Title 68, Chapter 140. by *White. (*SB544 by *Springer)

House Bill No. 1040 -- Teachers, Principals and School Personnel - Allows teacher to use upgraded score on subject area test to satisfy area of endorsement requirements for teacher certification if such teacher passed professional knowledge test before July 1, 1998. Amends TCA Section 49-5-5605. by *White. (*SB543 by *Springer)

House Bill No. 1041 -- Firefighters - Authorizes volunteer firefighters and EMTs and EMT-Ps to receive cash bonuses for completing annual in-service training, subject to funding. Amends TCA Title 4, Chapter 24 and Title 68, Chapter 140. by *White. (*SB542 by *Springer)

House Bill No. 1042 -- Firefighters - Authorizes volunteer firefighters to receive cash bonuses for completing annual in-service training, subject to funding. Amends TCA Title 4, Chapter 24. by *White. (*SB545 by *Springer)

House Bill No. 1043 -- Criminal Offenses - Expands prohibited interception of wire, oral or electronic communications to prohibit such activity by any person engaged in sale or lease of goods or services, without consent of buyer or lessee; requires that consent be reflected as part of interception. Amends TCA Section 39-13-601. by *White. (*SB540 by *Springer)

House Bill No. 1044 -- Taxes, Personal Property - Provides for prorated property assessment if disaster changes value or use of property. Amends TCA Title 67, Chapter 5, Part 6. by *White. (*SB541 by *Springer)

House Bill No. 1045 -- Taxes, Real Property - Increases income level for property tax relief for elderly and disabled homeowners from \$10,500 to \$15,000 of income from all sources. Amends TCA Title 67, Chapter 5, Part 7. by *White. (*SB1273 by *Springer)

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House Bill No. 1046 -- Education, Higher - Provides for joint meetings of the University of Tennessee board, board of regents, and THEC to better coordinate programs and also to improve knowledge of the BEST program. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8, Parts 1 and 2; and Title 49, Chapter 9, Parts 1 and 2. by *Davidson. (*SB1081 by *Womack)

House Bill No. 1047 -- Hospitals and Health Care Facilities - Extends by one year to June 30, 2000, sunset provisions applicable to new nursing home beds and expansion of existing licensed nursing home beds. Amends TCA Title 68, Chapter 11, Part 1. by *Arriola. (*SB1103 by *Cooper)

House Bill No. 1048 -- Highways, Roads and Bridges - Adds divided four-lane connector road from U.S. 64 south of Winchester to S.R. 50 (Lynchburg Road). Amends TCA Section 67-3-2003. by *Fraleay. (*SB1553 by *Cooper)

House Bill No. 1049 -- Advertising - Specifies that vegetation not eligible for removal under vegetation control permit if, on day outdoor advertising is erected, such vegetation blocks vehicle occupants' view of outdoor advertising from a distance 500 yards or less on main traveled ways. Amends TCA Section 54-21-119. by *Buck, *Windle. (*SB388 by *Cooper)

House Bill No. 1050 -- Air Pollution - Authorizes contract for purchase of goods and services pertaining to motor vehicle emission inspections to be extended by municipality, county or state for an additional 60 months. Amends TCA Section 55-4-130. by *Williams (Williamson). (*SB1496 by *McNally)

House Bill No. 1051 -- Revenue - Defines "scrap" as personal property no longer capable of use and for which there is no expectation of repair. Amends TCA Section 67-5-501. by *Rinks. (*SB267 by *Rochelle)

House Bill No. 1052 -- Liens - Provides mold with lien and right to sell mold for which customer fails to pay. Amends TCA Title 66. by *McKee. (*SB754 by *Graves)

House Bill No. 1053 -- Taxes, Franchise - Allows deduction from taxpayer's excise/franchise tax in same amount and year taxpayer is entitled a depreciation deduction from federal income tax for resource recovery system if system processes solid or hazardous waste. Amends TCA Title 67, Chapter 4, Part 8 and Title 67, Chapter 4, Part 9. by *Cole (Dyer). (*SB912 by *Rochelle)

House Bill No. 1054 -- Hospitals and Health Care Facilities - Places new requirements on department of health for construction projects of certain health care facilities; authorizes hospital to provide outpatient diagnostic and therapeutic services without obtaining waiver from board in certain circumstances. Amends TCA Section 68-11-202 and Section 68-11-209. by *Odom. (*SB1377 by *Person)

House Bill No. 1055 -- Courts - Enables certain municipalities and counties to levy additional \$1.00 litigation tax as court costs to fund victim-offender mediation centers; removes 50 percent state funding limitation for new victim-offender mediation centers during first three years of operation. Amends TCA Title 16, Chapter 20. by *Odom. (*SB1447 by *Springer)

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House Bill No. 1056 -- Economic and Community Development - Directs industrial development corporations to assist and encourage minority-owned and other disadvantaged businesses. Amends TCA Title 7, Chapter 53. by *Brown, *Turner (Shelby). (*SB1146 by *Crutchfield)

House Bill No. 1057 -- Nurses, Nursing - Enacts "The Patient Safety Act of 1999." Amends TCA Title 68. by *Brown, *Brooks, *Turner (Shelby). (*SB814 by *Crutchfield)

House Bill No. 1058 -- Driver Licenses - Authorizes payment plan for certain persons whose licenses have been suspended; provides for reinstatement of driving privileges upon entering into such payment plan with local court of jurisdiction. Amends TCA Section 55-50-502. by *Brown, *Cooper B, *Turner (Shelby), *Odom. (*SB1150 by *Crutchfield)

House Bill No. 1059 -- Consumer Protection - Makes loans secured by owner-occupied residences subject to certain conditions. Amends TCA Title 47, Chapter 18. by *Brown, *Turner (Shelby). (*SB1151 by *Crutchfield)

House Bill No. 1060 -- Basic Education Program (BEP) - Provides funding to LEAs for school social workers. Amends TCA Section 49-3-359. by *Brown, *Armstrong, *Cooper B, *Jones, S., *Turner (Shelby). (*SB1050 by *Ford J)

House Bill No. 1061 -- Insurance, Health, Accident - Provides for cash assistance as determined in General Appropriations Act to insureds who hold long-term care insurance policy on application to commissioner of commerce and insurance Amends TCA Title 56, Chapter 42. by *Brown, *Brooks, *Jones, S., *Turner (Shelby). (*SB1147 by *Crutchfield)

House Bill No. 1062 -- Human Rights - Enacts "Tennessee Commission on Equitable Opportunity Act." Amends TCA Title 4, Chapter 1, Part 4. by *Brown, *Turner (Shelby). (*SB702 by *Herron)

House Bill No. 1063 -- Children's Services, Dept. of - Requires, subject to certain exceptions, that unruly and delinquent children committed to custody of department must be placed within appropriate treatment facility in location conducive to family visitation. Amends TCA Title 37, Chapter 5, Part 1. by *Brown, *Turner (Shelby). (*SB1149 by *Crutchfield)

House Bill No. 1064 -- Insurance Companies, Agents, Brokers, Policies - Enacts "Insurance Redlining Act of 1999." Amends TCA Title 56, Chapter 2. by *Brown, *Brooks, *Jones, S., *Turner (Shelby). (*SB522 by *Ford J)

House Bill No. 1065 -- Children - Enacts "Truancy Prevention Act of 1999." Amends TCA Title 37, Chapter 1, Part 1; Title 37, Chapter 5, Part 1; Title 49, Chapter 6, Part 30 and Title 49, Chapter 6, Part 34. by *Brown, *Jones, S., *Brooks, *Turner (Shelby). (*SB536 by *Crutchfield)

House Bill No. 1066 -- Public Contracts - Enacts "Privatization Contractor Public Accountability Act of 1999." Amends TCA Title 8, Chapter 4. by *Brown, *Brooks, *Turner (Shelby). (*SB815 by *Crutchfield)

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House Bill No. 1067 -- Sentencing - Provides for sentencing enhancement in cases in which criminal offender selected victim based upon offender's belief or perception of victim's race, religion, color, disability, sexual orientation, national origin or ancestry. Amends TCA Title 40, Chapter 35, Part 1. by *Brown, *Turner (Shelby). (*SB803 by *Cohen)

House Bill No. 1068 -- Liens - Allows police department, garagekeeper or towing firm to send notice of abandoned, immobile or unattended motor vehicle to owner and lienholders by certificate of mailing or by registered or certified mail. Amends TCA Title 55, Chapter 16. by *Brown, *Stulce, *McAfee, *Brooks, *Jones, S.. (*SB535 by *Crutchfield)

House Bill No. 1069 -- Hospitals and Health Care Facilities - Removes prohibition barring persons from filing petition for intervention after 30 day period from date action was taken on CON application by health facilities commission. Amends TCA Title 68, Chapter 11, Part 1. by *Arriola. (*SB1112 by *Cooper)

House Bill No. 1070 -- Taxes, Sales - Reallocates proceeds collected from state and local sales and use tax from activities conducted near rural public square to be distributed to and used by municipality/county seat for maintaining and improving viability of public square. Amends TCA Title 6 and Section 67-6-103. by *Fitzhugh. (*SB1252 by *Herron)

House Bill No. 1071 -- Pensions and Retirement Benefits - Changes the retirement cap from 75 to 80 percent of Class C members of superseded state retirement system, change only applies to Class C members who were political subdivision employees if political subdivision assumes cost of improved benefit. Amends TCA Section 8-36-208(a). by *Rhinehart. (*SB1164 by *Henry)

House Bill No. 1072 -- Claims Commission, Tennessee - Permits claims commission claim for retaliation against state employee for filing workers' compensation claim as alternative to civil service grievance; prohibits termination of state employee for asserting any right protected by statute; retroactive for all claims filed on or after July 1, 1992. Amends TCA Title 9, Chapter 8, Part 3. by *Chumney. (*SB28 by *Cohen)

House Bill No. 1073 -- Insurance, Health, Accident - Requires certain insurance plans or policies to provide reimbursement for physical therapy and massage therapy under certain circumstances. Amends TCA Title 56, Chapter 7. by *Chumney. (*SB1562 by *Cooper)

House Bill No. 1074 -- Utilities, Utility Districts - Clarifies that utility districts offering fire service cannot extend fire service protection into areas already served by another utility district offering fire service. Amends TCA Title 7, Chapter 51. by *Montgomery. (*SB1165 by *Clabough)

***House Bill No. 1075** -- Hospitals and Health Care Facilities - Increases the number of members on health facilities commission from 13 to 15, with two new members being appointed by respective speakers of each house. Amends TCA Title 68, Chapter 11, Part 1. by *Armstrong.

House Bill No. 1076 -- TennCare - Prohibits carve out of mental health services under TennCare for populations over 30,000 without legislative approval. Amends TCA Title 33; Title 56 and Title 71. by *Eckles. (*SB1407 by *Springer)

House Bill No. 1077 -- Taxes, Exemption - Exempts from sales and use tax drugs, medical equipment or devices, or medical supply items purchased or rented with TennCare funds. Amends TCA Title 67, Chapter 6, Part 3. by *Eckles. (*SB1424 by *Womack)

House Bill No. 1078 -- Motor Vehicles - Requires criminal history records checks of applicant seeking license to operate any vehicle for hire or person employed by local governments to provide transportation services. Amends TCA Title 6, Chapter 54, Part 1. by *Jones, S.. (*SB714 by *Haynes)

House Bill No. 1079 -- Employees, Employers - Creates Class A misdemeanor offense for retaliatory discharge. Amends TCA Title 50, Chapter 1. by *Jones, S.. (*SB352 by *Springer)

House Bill No. 1080 -- Taxes, Real Property - Specifies that real property occupied as residence by individual 55 years of age or older under lifetime refundable use fee agreement shall be assessable as if owned by resident and shall be classified as residential property for assessment purposes. Amends TCA Section 67-5-801. by *West. (*SB1353 by *Haynes)

House Bill No. 1081 -- Workers' Compensation - Entitles injured employee covered by workers' compensation to select any physician or surgeon participating in TennCare program to provide treatment, provided physician or surgeon agrees to accept same reimbursement for treating employee as received from TennCare. Amends TCA Title 50, Chapter 6 and Title 71, Chapter 5. by *West. (*SB461 by *Harper)

House Bill No. 1082 -- Business Organizations - Makes limited liability corporations subject to campaign contribution limits of TCA Title 2, Chapter 10, Part 3. Amends TCA Title 2, Chapter 10, Part 3 and Title 48, Chapter 212. by *West. (*SB46 by *Herron)

House Bill No. 1083 -- Licenses - Requires criminal history records check of applicant seeking license to operate adult-oriented establishment or permit to perform as entertainer in such establishment. Amends TCA Title 7, Chapter 51, Part 11. by *Jones, S., *West. (*SB1395 by *Rochelle)

House Bill No. 1084 -- Hospitals and Health Care Facilities - Authorizes privilege tax on persons operating home care organizations; sets such annual tax at 1 percent of annual gross receipts; authorizes commissioner of health to promulgate rules and regulations relative to collection of such tax; imposes 5 percent per month penalty on amounts unpaid; permits revocation of license if home care organization is more than 60 days in arrears; tax to terminate on June 30, 2001. Amends TCA Title 71, Chapter 5. by *Arriola. (*SB405 by *Cooper)

House Bill No. 1085 -- Taxes - Taxes equipment and tangible personal property to be used as oil pipeline at 1 percent. Amends TCA Title 67. by *Cole (Dyer). (*SB656 by *Cooper)

House Bill No. 1086 -- Taxes, Real Property - Redefines "public utility property" to remove oil pipeline company property for property tax purposes; requires comptroller to assess property used for transmission of oil products by pipeline at same rate as similar commercial and industrial property taxed. Amends TCA Title 67. by *Cole (Dyer). (*SB654 by *Cooper)

House Bill No. 1087 -- Taxes - Taxes equipment and tangible personal property to be used as oil pipelines at 1.5 percent. Amends TCA Title 67. by *Cole (Dyer). (*SB655 by *Cooper)

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House Bill No. 1088 -- Physicians and Surgeons - Prohibits physician and doctor of osteopathy from sending medical information to practitioner outside Tennessee if such information is to be used to make diagnoses or treatment plans for patient located in Tennessee; sets out exceptions for second opinions, academic consultations, insurance coverage determinations, etc. Amends TCA Title 63. by *Odom. (*SB652 by *Cooper)

House Bill No. 1089 -- Hospitals and Health Care Facilities - Requires department of health to maintain records of decisions to approve or deny eligibility for medical assistance for long term care services when such decisions are based on assessment of physical condition of individual and such individual is approved or denied; requires statistical reports be extracted from such records and such reports are to be public records. Amends TCA Title 71, Chapter 5, Part 1. by *Ferguson. (*SB407 by *Cooper)

House Bill No. 1090 -- Aircraft and Airports - Expands board of Chattanooga Metropolitan Airport Authority to 11 members, who shall have no financial interest in airport or its concessions; six must be residents of city; board comprised of persons of good standing in fields of engineering, law, industry, commerce and finance. Amends TCA Section 42-4-105. by *Sharp. (*SB1550 by *Crutchfield)

House Bill No. 1091 -- Taxes, Gasoline, Petroleum Products - Redistributes tax on gasoline purchased by and sold at marinas for use on Tennessee waterways to department of tourism to promote tourism; such funds to be in addition to funds appropriated to the department; makes 1998-1999 fiscal year base year for determining base amount. Amends TCA Title 67, Chapter 3. by *Williams (Williamson). (*SB1283 by *Springer)

***House Bill No. 1092** -- Public Records - Makes personal information contained in law enforcement personnel files confidential. Amends TCA Section 10-7-503. by *Williams (Williamson).

House Bill No. 1093 -- Anatomical Gifts - Removes anatomical gifts from annual death record review and reporting requirement of Tennessee peer review law. Amends TCA Section 68-30-112. by *Williams (Williamson). (*SB699 by *Herron)

House Bill No. 1094 -- Pensions and Retirement Benefits - Allows LEAs to assume up to 5 percent of employee's compensation for retirement benefits subject to local negotiation. Amends TCA Title 8, Chapter 34 and Title 8, Chapter 37. by *Whitson. (*SB470 by *Womack)

House Bill No. 1095 -- Motor Vehicle Commission - Removes biennial license expiration dates for motor vehicle dealers; changes from ten to 30 number of days that dealers have to report changes in address, ownership, employment, trade name or line-make; requires new dealer license if dealership moves location in whole or in part; removes statutory dealer license fee amounts and leaves fee amount to be set by motor vehicle commission. Amends TCA Title 55, Chapter 17. by *Phelan. (*SB924 by *Clabough)

House Bill No. 1096 -- Naming and Designating - "The State Theatre of Tennessee," Tennessee Theatre in Knoxville. by *Buttry, *Hagood, *Bittle, *Boyer, *Tindell, *Armstrong, *Dunn. (*SB883 by *Atchley)

House Bill No. 1097 -- Telecommunications - Makes certain changes to those entities authorized to provide toll-free telephone services within counties Amends TCA Section 65-21-114. by *Kent. (*SB943 by *Burchett)

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House Bill No. 1098 -- TennCare - Authorizes commissioners of health and finance and administration to issue directly to TennCare providers interim or advanced payments for services provided, if providers experience excessive delays from MCOs because of Y2K computer problems; payments to be deducted from capitation payments payable to MCOs; sunsets 6-20-2001. Amends TCA Section 71-5-124. by *Head. (*SB719 by *Haynes)

House Bill No. 1099 -- Utilities, Utility Districts - Provides certain procedures to protect underground utilities when excavations or demolitions are being performed. Amends TCA Title 65, Chapter 31. by *Head. (*SB1450 by *Atchley)

***House Bill No. 1100** -- Consumer Protection - Creates "bona fide" error defense in actions brought under Consumer Protection Act; if "bona fide" error defense proved, no attorney fees or penalties shall be assessed and only actual damages awarded. Amends TCA Title 47, Chapter 18, Part 1. by *Sands.

House Bill No. 1101 -- Regional Authorities - Allows water and waste water treatment authority, or utility district or board or commission, under contract with corporation providing sewer services or with authority, to charge for sewer service separately and discontinue water service to sewer users who fail to pay sewer service charges. Amends TCA Title 68, Chapter 221, Part 6. by *Bone. (*SB1417 by *Rochelle)

***House Bill No. 1102** -- Fire Prevention and Investigation - Authorizes state forester to prescribe period other than October 15 to May 15 within which individual must have permit before starting open air fire, depending upon potential for hazardous burning conditions Amends TCA Section 39-14-306. by *Walker (Rhea), *Ford S. (SB1586 by *Elsea, *McNally)

***House Bill No. 1103** -- Aged Persons - Imposes civil penalty of up to \$10,000 per violation on persons who use practices in violation of Tennessee Consumer Protection Act which victimize persons who are at least 60 years of age. Amends TCA Title 47, Chapter 18, Part 1. by *Godsey. (*SB1587 by *Blackburn, *McDaniel)

House Bill No. 1104 -- Consumer Protection - Enacts "Tennessee Identity Theft Deterrence Act of 1999." Amends TCA Title 47, Chapter 18. by *Boyer, *Ford S. (*SB1588 by *Fowler, *Atchley)

House Bill No. 1105 -- Explosives - Specifies procedure for notification and investigation after blasting accident. Amends TCA Section 68-105-109. by *Sargent, *Boyer. (*SB1589 by *Haun, *Atchley)

House Bill No. 1106 -- Securities - Exempts certain security issuers from notice filing and fee requirements before sale of such security; requires issuers of certain covered securities to file report with securities and exchange commission. Amends TCA Title 48, Chapter 2, Part 1. by *Gunnels, *Boyer. (*SB1590 by *McNally)

House Bill No. 1107 -- Correction, Dept. of - Authorizes employment of non-high school graduate as correctional officer associate; requires such associate to obtain diploma or equivalent within 12 months of beginning employment, or suffer termination of employment without possibility of rehire to such position; specifies associate's status as probationary for duration of employment. Amends TCA Section 41-1-116. by *McKee, *Boyer. (*SB1591 by *Fowler, *Atchley)

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House Bill No. 1108 -- Sentencing - Requires board of probation and parole to conduct presentence physical and mental examinations of indigent persons found guilty of crime. Amends TCA Section 40-35-205. by *Newton, *Boyer. (*SB1592 by *Crowe, *Atchley)

House Bill No. 1109 -- Taxes, Sales - Authorizes sales tax refunds for certain research and development equipment purchases under certain circumstances. Amends TCA Title 67, Chapter 6. by *McDaniel, *Ford S, *Boyer. (*SB1593 by *McNally)

House Bill No. 1110 -- Teachers, Principals and School Personnel - Requires commissioner of education to review evaluations of teachers and applicants; deletes state conducted evaluations of apprentice teachers Amends TCA Section 49-5-5205. by *Davis (Cocke), *Ford S. (*SB1594 by *Crowe, *Atchley)

House Bill No. 1111 -- Textbooks - Modifies textbook adoption process - TCA Sections 49-3-310, 49-6-2203, 49-6-2204, and 49-6-2207. by *Montgomery, *Ford S. (*SB1595 by *Elsea, *Atchley)

House Bill No. 1112 -- Unemployment Compensation - Redefines "employment" for purposes of unemployment compensation to exclude, after June 30, 1999, services performed by inmates committed to custodial or penal institutions, and services of election officials and workers paid less than \$1,000 a year for services as election official or worker. Amends TCA Section 50-7-207(c). by *Pleasant, *Ford S. (*SB1596 by *Burchett, *Elsea)

House Bill No. 1113 -- Unemployment Compensation - Establishes that discharge resulting from positive drug or alcohol test resulting in certain BAC level or refusal to take a drug or alcohol test is discharge for misconduct connected to work and disqualifies individual from unemployment benefits. Amends TCA Sections 50-7-302(a)(9) and 50-7-303(a)(2). by *Scroggs. (*SB1597 by *Ramsey, *Elsea)

House Bill No. 1114 -- Unemployment Compensation - Authorizes party seeking appeal from decision of board of review for employment security claims to seek judicial review, rather than writ of certiorari; establishes notice and priority for lien filed against defaulting employer's assets; imposes fine for failure of certain employers to report employee wages in magnetic media format. Amends TCA Sections 50-7-304(l), 50-7-50-7-404(b)(2) and 50-7-404(c). by *Hargett, *McDaniel. (*SB1598 by *Miller J)

House Bill No. 1115 -- Solid Waste Disposal - Rewrites certain provisions pertaining to fees and reduction goals of solid waste disposal. Amends TCA Title 68, Chapter 211, Part 8. by *Bittle, *McAfee, *Ridgeway, *Ford S. (*SB1599 by *Ramsey, *Elsea)

House Bill No. 1116 -- Environment and Conservation, Department of - Provides commissioner with authority necessary to implement lead-based paint program. Amends TCA Title 68, Chapter 131, Part 4. by *McAfee, *Ford S. (*SB1600 by *Williams, *Elsea)

House Bill No. 1117 -- Environment and Conservation, Department of - Authorizes department to establish program under which entities regulated by department certify that construction in accordance with established criteria. Amends TCA Title 4, Chapter 3, Part 5. by *Ford S, *McDaniel. (*SB1601 by *Burchett, *Elsea)

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House Bill No. 1118 -- Hazardous Materials - Redefines "solid waste" under Solid Waste Disposal Act and "waste" under Hazardous Waste Management Act to remove references to "source, special nuclear, or by-product material as defined by the Atomic Energy Act." Amends TCA Section 68-211-103(8) and Section 68-212-104(19). by *McCord, *Ford S. (*SB1602 by *McNally, *Elesa)

***House Bill No. 1119** -- Banks and Financial Institutions - Rewrites laws regulating banks and financial institutions; adds regulations for private trust companies. Amends TCA Title 45, Chapters 1 and 2 and Section 45-11-105(c). by *Wood, *McDaniel.

House Bill No. 1120 -- Tattoo Parlors and Piercing Establishments - Revises laws pertaining to regulation of tattoo parlors. Amends TCA Title 62, Chapter 38. by *Davis (Washington). (*SB1604 by *Burchett, *McNally)

***House Bill No. 1121** -- Hospitals and Health Care Facilities - Revises procedure for renewal of health care facility license; authorizes board for licensing health care facilities to impose penalties for failure to timely renew such license. Amends TCA Title 68, Chapter 11, Part 2. by *Walley, *McDaniel. (SB1605 by *Fowler, *McNally)

***House Bill No. 1122** -- Public Health and Health Care - Directs that notice be given to health care provider's licensing board or boards, instead of to board of medical examiners, if provider fails to provide patient with medical records. Amends TCA Title 63, Chapter 2. by *Patton, *McDaniel. (SB1606 by *Person, *McNally)

***House Bill No. 1123** -- Veterinarians - Specifies that rabies vaccination certificate must be provided by either department of health or licensed veterinarian. Amends TCA Title 68, Chapter 8. by *Bunch, *McDaniel. (SB1607 by *Williams, *McNally)

***House Bill No. 1124** -- Welfare - Allows Families First councils to meet once per quarter instead of once per month. Amends TCA Title 71, Chapter 5, Part 12. by *Goins, *McDaniel. (SB1608 by *Blackburn)

***House Bill No. 1125** -- Children, Employment of - Prohibits selling of goods or services in certain circumstances by minors under age 16; specifies penalty for employers violating youth-peddling provisions. Amends TCA Section 50-5-102. by *Scroggs, *Boyer. (SB1609 by *Clabough, *McNally)

***House Bill No. 1126** -- Taxes - Broadens tax imposed on television programming and services to include such services, regardless of means by which such services are provided; directs distribution of tax. Amends TCA Title 67, Chapters 6 and 7. by *McDaniel, *Ford S, *Boyer. (SB1610 by *Atchley, *McNally)

***House Bill No. 1127** -- Taxes, Inheritance Gift - Rewrites estate and inheritance tax laws. Amends TCA Sections 67-1-1403, 67-1-1501, 67-1-1802, 67-8-101, 67-8-117, 67-8-501 and 67-8-605. Repeals TCA Title 67, Chapter 8, Parts 2 through 4. by *Baird, *Boyer. (SB1611 by *McNally, *Atchley)

***House Bill No. 1128** -- Taxes, Amusement - Exempts from amusement tax portion of donation to college or university that is qualified for deduction as charitable contribution when such donation entitles donor to right or priority in purchase of individual tickets to athletic events held by the college or university; specifies that tax only imposed on price of admission and nondeductible portion of donation. Amends TCA Section 67-6-212. by *Hagood, *Boyer. (SB1612 by *Atchley, *McNally)

***House Bill No. 1129** -- Common Carriers - Defines certain motor carriers; deletes requirement for certain temporary certificates. Amends TCA Title 65, Chapter 15. by *Westmoreland, *Ford S. (SB1613 by *Harper, *McNally)

***House Bill No. 1130** -- Criminal Offenses - Enacts "Motor Vehicle Chop Shop Act of 1999." Amends TCA Title 55, Chapter 5, Part 1. by *Westmoreland, *Ford S. (SB1614 by *Haun, *McNally)

***House Bill No. 1131** -- Motor Vehicles, Titling and Registration - Revises registration requirements and fees for certain motor vehicles; imposes penalty for commercial use of certain private motor vehicles; requires certain persons to notify department of safety of name or address change within ten days. Amends TCA Title 55, Chapters 3 and 4. by *Westmoreland, *Ford S. (SB1615 by *Haun, *McNally)

***House Bill No. 1132** -- Transportation, Dept. of - Clarifies certain aspects of process of removal, relocation or adjustment of utility facilities in conjunction with construction projects undertaken by department. Amends TCA Title 54, Chapter 5, Part 8. by *Buttry, *McDaniel. (SB1616 by *Haun, *McNally)

House Bill No. 1133 -- Custody and Support - Revises Uniform Child Custody Act Amends TCA Title 36; Title 36, Chapter 6; Title 37 and Title 39. by *McMillan. (*SB1411 by *Person)

House Bill No. 1134 -- Students - Provides procedures for strip searches and body cavity searches of school students. Amends TCA Title 49, Chapter 6, Part 42. by *McMillan. (*SB1188 by *Cohen)

House Bill No. 1135 -- Day Care - Expands use of funds in child care facilities loan guarantee program to include extent to which applicants demonstrate commitment to providing child care other than during normal five day work week; department of human services to give child care facilities additional 5 percent subsidy for low income families if provide care beyond 7:00 a.m. to 7:00 p.m. Amends TCA Title 4, Chapter 37 and Title 71, Chapter 1. by *McMillan. (*SB852 by *Kurita)

House Bill No. 1136 -- Arrests - Authorizes law enforcement officer having probable cause to believe that person has been notified of and violated condition of release on bail in domestic violence case to arrest such person without warrant; punishes such violation by revocation of bail and contempt of court. Amends TCA Title 40, Chapter 11 and Title 40, Chapter 7. by *McMillan. (*SB260 by *Burks)

House Bill No. 1137 -- Teachers, Principals and School Personnel - Enacts "Teacher Protection Act of 1999." Amends TCA Title 37, Chapter 1 and Title 39, Chapter 13. by *McMillan. (*SB55 by *Cohen, *Springer)

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House Bill No. 1138 -- Domestic Violence - Permits court having jurisdiction over orders of protection where alleged violation of such order occurred, as well as court originally issuing order, to hear and punish as contempt violations of orders of protection. Amends TCA Title 36, Chapter 3, Part 36. by *McMillan. (*SB1366 by *Person)

House Bill No. 1139 -- Courts, Juvenile - Provides for interagency agreement in each county among sheriff, LEA, local police, and department of education to share information on juvenile offenders. Amends TCA Section 37-1-131 and Title 37, Chapter 1. by *McMillan. (*SB471 by *Womack)

House Bill No. 1140 -- Workers' Compensation - Increases limit on average weekly wage benefits in 1999 to 110 percent of state's average weekly wage; and, in 2000, to 120 percent of state's average weekly wage. Amends TCA Section 50-6-102. by *McMillan. (*SB221 by *Cooper)

House Bill No. 1141 -- Sentencing - Enacts "Criminal Sentence Explanation Act of 1999." Amends TCA Title 40, Chapter 35, Part 2. by *McMillan. (*SB858 by *Kyle)

House Bill No. 1142 -- Insurance, Motor Vehicles - Redefines "uninsured motor vehicle" to delete exclusion of government owned vehicles. Amends TCA Section 56-7-1202. by *McMillan. (*SB23 by *Cohen)

House Bill No. 1143 -- Consumer Protection - Enacts "Structured Settlement Protection Act." Amends TCA Title 47, Chapter 18. by *McMillan. (*SB484 by *Haynes)

House Bill No. 1144 -- Sexual Offenses - Redefines "material" and "minor" under the Tennessee Protection of Children against Sexual Exploitation Act of 1990; creates affirmative defense to prosecution if minor is emancipated. Amends TCA Title 39, Chapter 17, Part 10. by *McMillan. (*SB866 by *Kyle, *Kurita)

House Bill No. 1145 -- Hospitals and Health Care Facilities - Deletes sunset provision of July 1, 1999, and continues present law structure for charges for hospital medical records; requires rates to be adjusted on July 1, 2000, and annually thereafter based on CPI that measures average changes in prices and goods and services purchased by urban wage earners and clerical workers' families and single workers living alone. Amends TCA Section 68-11-304. by *McMillan. (*SB842 by *Fowler)

House Bill No. 1146 -- Civil Procedure - Prohibits insurer from requiring insured to execute reimbursement contract prior to paying benefits; provides no subrogation claim if not filed within 30 days; provides no creation on automatic lien by contract. Amends TCA Title 29, Chapter 11, Part 1 and Title 56. by *McMillan. (*SB1077 by *Crowe)

House Bill No. 1147 -- Civil Procedure - Adds right to recover for beneficiary's loss of decedent's love, affection, companionship, conjugal relations (when appropriate), society, services, support and/or guidance when such damages proven by spouse, parent or other statutory beneficiary. Amends TCA Section 20-5-113 and Section 25-1-106. by *McMillan. (*SB574 by *Person)

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House Bill No. 1148 -- Divorce and Annulment - Requires bills for divorce for irreconcilable differences to be on file 120 days before hearing, instead of 90 days, if parties have unmarried child under 18 years of age. Amends TCA Title 36, Chapter 4. by *McMillan. (*SB1185 by *Cohen)

House Bill No. 1149 -- Civil Procedure - Changes service of process requirements in general sessions court; conforms such requirements to those of circuit and chancery court Amends TCA Title 16, Chapter 15, Part 9. by *McMillan. (*SB573 by *Person)

House Bill No. 1150 -- Custody and Support - Removes extension of support obligation for parents with children with disabilities covered by Americans with Disabilities Act (ADA); present law extends beyond age 18. Amends TCA Title 36, Chapter 5, Part 1. by *McMillan. (*SB802 by *Cohen)

House Bill No. 1151 -- Taxes, Exemption - Revises sales tax exemption for magazines and books which are distributed and sold to consumers by United States mail or common carrier to apply without limiting exemption to activities in Tennessee having to do with printing, storage, labeling or delivery. Amends TCA Section 67-6-329. by *Cole (Dyer). (*SB1111 by *Cooper)

House Bill No. 1152 -- Telecommunications - Clarifies that recharge of prepaid telephone calling cards taxable at point of sale and not at point of use; removes sunset provision from definition Amends TCA Section 67-6-102. by *Cole (Dyer). (*SB1493 by *McNally)

House Bill No. 1153 -- Workers' Compensation - Revises determination of industrial disability in cases of permanent partial disability. Amends TCA Title 50. by *Cole (Dyer). (*SB1444 by *Elsea)

House Bill No. 1154 -- Taxes, Exemption - Taxes at 1 percent initial purchase of equipment needed for digital over-the-air broadcasting; does not apply to purchases or repair of such equipment or equipment purchased after broadcast station has ceased analog broadcasting Amends TCA Section 67-6-206. by *Kisber. (*SB653 by *Cooper)

House Bill No. 1155 -- Taxes, Exemption - Exempts from sales tax machinery or equipment enabling federally licensed broadcast radio or television station to utilize digital signals if such equipment purchased after effective date of act; does not apply to repairs on such equipment or to equipment purchased after station has ceased analog broadcasts. Amends TCA Title 67. by *Kisber. (*SB657 by *Cooper)

House Bill No. 1156 -- Economic and Community Development - Enacts "Uniform Community Development District Act of 1999.". by *Kisber. (*SB1316 by *Rochelle)

House Bill No. 1157 -- Firearms and Ammunition - Reserves right to sue firearms or ammunition manufacturers to state; prohibits counties and municipal corporations from regulating certain activities. Amends TCA Section 16-11-184. by *Rinks. (*SB1410 by *Cooper)

House Bill No. 1158 -- Utilities, Utility Districts - Increases membership of board of First Utility District of Hardin County from three to five; staggers terms of such board members. Amends TCA Section 7-82-307. by *Rinks. (*SB1445 by *Wilder)

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House Bill No. 1159 -- State Government - Establishes department of services and support to replace department of mental health and mental retardation. Amends TCA Title 3; Title 4; Title 8; Title 12; Title 33; Title 36; Title 37; Title 39; Title 40; Title 41; Title 45; Title 49; Title 53; Title 55; Title 56; Title 57; Title 63; Title 68 and Title 71. by *Eckles. (*SB1435 by *Springer)

House Bill No. 1160 -- Transportation, Dept. of - Reduces time period during which operator must wait prior to commencing reclamation plan in areas of highway right-of-ways for any road department has jurisdiction over, from 30 days to 20 working days when such plan is subject to local approval Amends TCA Title 54 and Title 65. by *Eckles. (*SB1387 by *Rochelle)

House Bill No. 1161 -- Telecommunications - Removes authority of telegraph companies to construct telegraph lines on public rights-of-way. Amends TCA Title 65, Chapter 21. by *Eckles. (*SB663 by *Cooper)

House Bill No. 1162 -- Highways, Roads and Bridges - Reduces time period during which operator must wait prior to commencing reclamation project plan in areas of highway rights-of-way for any road department of transportation has jurisdiction over from 30 days to 20 working days. Amends TCA Title 54. by *Eckles. (*SB1388 by *Rochelle)

House Bill No. 1163 -- Hospitals and Health Care Facilities - Permits nursing home to provide home health services to persons on waiting lists and persons previously discharged from facility if such nursing home has filed statement of intent to provide home health services; such services may be provided without obtaining CON, but after obtaining appropriate license from board for licensing health care facilities. Amends TCA Section 68-11-106. by *Eckles. (*SB409 by *Cooper)

***House Bill No. 1164** -- Motor Vehicles - Adds forcing of franchisee by manufacturer to use reconditioned parts in warranty repairs without disclosing such to owner or lessee sufficient grounds for denial, suspension or revocation of motor vehicle dealer license. Amends TCA Title 55, Chapter 17, Part 1. by *Ferguson. (SB1618 by *Person)

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 22** -- Criminal Procedure - Authorizes examining official, in issuing arrest warrants, to use electronic audio-visual examination of informant, instead of face-to-face, where oath is administered, informant and official can hear and see each other, and official has received from informant electronic facsimile of informant's affidavit of complaint. Amends TCA Section 40-6-203. by *Cohen. (HB19 by *Todd)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 522 -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

House Bill No. 523 -- Attorney General and Reporter -- House Judiciary Committee

***House Bill No. 524** -- Penal and Reformatory Institutions -- House Judiciary Committee

House Bill No. 525 -- Taxes, Exemption -- House Finance, Ways and Means Committee

House Bill No. 526 -- Military -- House State and Local Government Committee

House Bill No. 527 -- Game and Fish Laws -- House Conservation and Environment Committee

***House Bill No. 528** -- Alcoholic Beverages -- House State and Local Government Committee

***House Bill No. 529** -- Telecommunications -- Caption Bill Held on House Desk

***House Bill No. 530** -- Consumer Protection -- House Consumer and Employee Affairs Committee

***House Bill No. 531** -- Medical Occupations -- House Government Operations Committee

***House Bill No. 532** -- Education, Higher -- House Education Committee

House Bill No. 533 -- Historical Sites and Preservation -- House Conservation and Environment Committee

House Bill No. 534 -- Education -- House Education Committee

House Bill No. 535 -- Parks, Natural Areas Preservation -- House Conservation and Environment Committee

***House Bill No. 536** -- School Transportation -- House Government Operations Committee

House Bill No. 537 -- Psychologists -- House Health and Human Resources Committee

House Bill No. 538 -- Credit and Debit Cards -- House Education Committee

House Bill No. 539 -- Minors -- House Government Operations Committee

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- House Bill No. 540** -- Health -- House Health and Human Resources Committee
- House Bill No. 541** -- Courts, Juvenile -- House Judiciary Committee
- *House Bill No. 542** -- Highway Signs -- House Transportation Committee
- *House Bill No. 543** -- Insurance, Health, Accident -- House Commerce Committee
- *House Bill No. 544** -- Criminal Offenses -- House Judiciary Committee
- *House Bill No. 545** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee
- *House Bill No. 546** -- Public Contracts -- Caption Bill Held on House Desk
- *House Bill No. 547** -- Zoning -- House State and Local Government Committee
- *House Bill No. 548** -- Welfare -- House Judiciary Committee
- House Bill No. 549** -- Real Property -- House Judiciary Committee
- *House Bill No. 550** -- Highway Patrol -- Caption Bill Held on House Desk
- House Bill No. 551** -- Highways, Roads and Bridges -- House Transportation Committee
- *House Bill No. 552** -- Marriage -- House Children and Family Affairs Committee
- *House Bill No. 553** -- Teachers, Principals and School Personnel -- House Education Committee
- *House Bill No. 554** -- Police -- House State and Local Government Committee
- *House Bill No. 555** -- Correction, Dept. of -- Caption Bill Held on House Desk
- *House Bill No. 556** -- Education, Dept. of -- House Education Committee
- House Bill No. 557** -- Custody and Support -- House Children and Family Affairs Committee
- House Bill No. 558** -- Forest and Forest Products -- House Conservation and Environment Committee
- House Bill No. 559** -- Trade Regulation -- House Commerce Committee
- *House Bill No. 560** -- Mental Illness -- House Judiciary Committee
- *House Bill No. 561** -- Nuclear Materials, Transportation and Safety -- House Government Operations Committee

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***House Bill No. 562** -- Health, Dept. of -- House Health and Human Resources Committee

House Bill No. 563 -- Teachers, Principals and School Personnel -- House Education Committee

***House Bill No. 564** -- Tennessee Housing Development Agency -- House State and Local Government Committee

House Bill No. 565 -- Medical Occupations -- House Government Operations Committee

***House Bill No. 566** -- Mortgages -- House State and Local Government Committee

***House Bill No. 567** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 568 -- Penal and Reformatory Institutions -- House Government Operations Committee

House Bill No. 569 -- State Inmates -- House State and Local Government Committee

House Bill No. 570 -- Pharmacy, Pharmacists -- Caption Bill Held on House Desk

***House Bill No. 571** -- Fair Trade Laws -- Caption Bill Held on House Desk

House Bill No. 572 -- Penal and Reformatory Institutions -- House State and Local Government Committee

House Bill No. 573 -- Penal and Reformatory Institutions -- House State and Local Government Committee

House Bill No. 574 -- Penal and Reformatory Institutions -- House State and Local Government Committee

House Bill No. 575 -- Public Records -- House Judiciary Committee

***House Bill No. 576** -- Loan Companies and Short Term Lenders -- House Commerce Committee

House Bill No. 578 -- Dentists -- House Government Operations Committee

House Bill No. 579 -- Dentists -- House Government Operations Committee

House Bill No. 580 -- Dentists -- House Health and Human Resources Committee

***House Bill No. 581** -- Law Enforcement -- House State and Local Government Committee

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***House Bill No. 582** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

House Bill No. 583 -- General Assembly, Directed Studies -- House Judiciary Committee

***House Bill No. 584** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 585** -- Firearms and Ammunition -- House Judiciary Committee

***House Bill No. 586** -- Tennessee Wildlife Resources Agency -- House Government Operations Committee

***House Bill No. 587** -- Weights and Measures -- House Agriculture Committee

***House Bill No. 588** -- Game and Fish Laws -- House Government Operations Committee

House Bill No. 589 -- Courts, Circuit -- House Judiciary Committee

House Bill No. 590 -- Checks, Deferred Presentments -- House Commerce Committee

***House Bill No. 591** -- Annexation -- House State and Local Government Committee

House Bill No. 592 -- Health -- House Government Operations Committee

***House Bill No. 593** -- Privacy, Confidentiality -- House Consumer and Employee Affairs Committee

***House Bill No. 594** -- Public Records -- House Judiciary Committee

***House Bill No. 595** -- Public Health and Health Care -- House Health and Human Resources Committee

***House Bill No. 596** -- Teachers, Principals and School Personnel -- House Education Committee

***House Bill No. 597** -- Education -- House Education Committee

***House Bill No. 598** -- Judges and Chancellors -- House Judiciary Committee

***House Bill No. 599** -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 600 -- Cleveland -- Local Bill Held on House Desk

House Bill No. 601 -- County Officers -- House Judiciary Committee

House Bill No. 602 -- Custody and Support -- House Children and Family Affairs Committee

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House Bill No. 603 -- Taxes, Sales -- House Finance, Ways and Means Committee

***House Bill No. 604** -- Election Laws -- House State and Local Government Committee

***House Bill No. 605** -- Local Education Agency -- House Education Committee

House Bill No. 606 -- Malpractice, Professional -- House Judiciary Committee

House Bill No. 607 -- Physicians and Surgeons -- House Health and Human Resources Committee

House Bill No. 608 -- Codes -- Caption Bill Held on House Desk

House Bill No. 609 -- University of Tennessee -- Caption Bill Held on House Desk

***House Bill No. 610** -- Juvenile Offenders -- House Judiciary Committee

House Bill No. 611 -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

House Bill No. 612 -- Criminal Procedure -- House Judiciary Committee

House Bill No. 613 -- Eminent Domain -- House Judiciary Committee

House Bill No. 614 -- Sexual Offenses -- House Judiciary Committee

House Bill No. 615 -- Judges and Chancellors -- House Judiciary Committee

***House Bill No. 616** -- Criminal Procedure -- House Judiciary Committee

***House Bill No. 617** -- Emergency Communications Districts -- House State and Local Government Committee

House Bill No. 618 -- DUI/DWI Offenses -- House Judiciary Committee

House Bill No. 619 -- Probation and Parole -- House Judiciary Committee

***House Bill No. 620** -- Taxes, Income -- House Finance, Ways and Means Committee

House Bill No. 621 -- Taxes, Exemption -- House Finance, Ways and Means Committee

House Bill No. 622 -- Teachers, Principals and School Personnel -- House Education Committee

***House Bill No. 623** -- Local Government, General -- House State and Local Government Committee

***House Bill No. 624** -- Local Education Agency -- House Education Committee

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***House Bill No. 625** -- Mobile Homes and Manufactured Buildings -- House Judiciary Committee

***House Bill No. 626** -- Taxes, Income -- House Finance, Ways and Means Committee

***House Bill No. 627** -- Licenses -- Caption Bill Held on House Desk

***House Bill No. 628** -- Public Health and Health Care -- House Health and Human Resources Committee

***House Bill No. 629** -- Taxes, Hotel Motel -- House State and Local Government Committee

***House Bill No. 630** -- Aged Persons -- House Government Operations Committee

***House Bill No. 631** -- Bail, Bail Bonds -- House Judiciary Committee

***House Bill No. 632** -- Bail, Bail Bonds -- House Judiciary Committee

House Bill No. 633 -- Unemployment Compensation -- House Consumer and Employee Affairs Committee

***House Bill No. 634** -- Safety -- House Consumer and Employee Affairs Committee

House Bill No. 635 -- County Officers -- House State and Local Government Committee

House Bill No. 636 -- County Officers -- House State and Local Government Committee

***House Bill No. 637** -- Municipal Government -- House State and Local Government Committee

House Bill No. 638 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 639 -- Utilities, Utility Districts -- House State and Local Government Committee

***House Bill No. 640** -- Taxes, Exemption -- House Finance, Ways and Means Committee

***House Bill No. 641** -- Taxes -- House Finance, Ways and Means Committee

House Bill No. 642 -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

House Bill No. 643 -- Contractors -- Caption Bill Held on House Desk

***House Bill No. 644** -- Health, Dept. of -- House Government Operations Committee

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***House Bill No. 645** -- Boards and Commissions -- Caption Bill Held on House Desk

House Bill No. 646 -- Custody and Support -- House Children and Family Affairs Committee

***House Bill No. 647** -- Public Health and Health Care -- House Government Operations Committee

***House Bill No. 648** -- Firefighters -- House Health and Human Resources Committee

House Bill No. 649 -- Election Laws -- House State and Local Government Committee

House Bill No. 650 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 651 -- Children -- House Judiciary Committee

***House Bill No. 652** -- Privacy, Confidentiality -- House Judiciary Committee

***House Bill No. 653** -- Sunset Laws -- House Government Operations Committee

House Bill No. 654 -- Scott County -- Local Bill Held on House Desk

***House Bill No. 655** -- Local Education Agency -- House Education Committee

***House Bill No. 656** -- Natural Disaster -- House Government Operations Committee

***House Bill No. 657** -- Day Care -- Caption Bill Held on House Desk

***House Bill No. 658** -- Gas, Petroleum Products, Volatile Oils -- House State and Local Government Committee

House Bill No. 659 -- Domestic Violence -- House Children and Family Affairs Committee

***House Bill No. 660** -- Insurance, Fire and Casualty -- House Commerce Committee

***House Bill No. 661** -- General Assembly -- House State and Local Government Committee

***House Bill No. 662** -- Taxes -- House Finance, Ways and Means Committee

House Bill No. 663 -- Taxes, Sales -- House Finance, Ways and Means Committee

***House Bill No. 664** -- Taxes, Gasoline, Petroleum Products -- House Finance, Ways and Means Committee

***House Bill No. 665** -- Financial Disclosure -- House State and Local Government Committee

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***House Bill No. 666** -- Consumer Protection -- House Consumer and Employee Affairs Committee

***House Bill No. 667** -- Insurance, Fire and Casualty -- House Commerce Committee

***House Bill No. 668** -- Insurance, Fire and Casualty -- House Commerce Committee

***House Bill No. 669** -- Insurance, Fire and Casualty -- House Commerce Committee

***House Bill No. 670** -- General Assembly -- House State and Local Government Committee

House Bill No. 671 -- Housing -- House State and Local Government Committee

***House Bill No. 672** -- Aged Persons -- House Health and Human Resources Committee

***House Bill No. 673** -- Insurance, Health, Accident -- House Commerce Committee

***House Bill No. 674** -- Public Health and Health Care -- House Education Committee

***House Bill No. 675** -- Law Enforcement -- House Education Committee

***House Bill No. 676** -- Education -- House Education Committee

***House Bill No. 677** -- Telecommunications -- House Consumer and Employee Affairs Committee

House Bill No. 678 -- Economic and Community Development -- House Government Operations Committee

House Bill No. 679 -- Annexation -- House State and Local Government Committee

***House Bill No. 680** -- TennCare -- House Government Operations Committee

House Bill No. 681 -- Health -- House Health and Human Resources Committee

***House Bill No. 682** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

***House Bill No. 683** -- Taxes, Agricultural and Open Spaces -- House State and Local Government Committee

***House Bill No. 684** -- Utilities, Utility Districts -- Caption Bills Held on Desk

***House Bill No. 685** -- Sentencing -- House Judiciary Committee

***House Bill No. 686** -- Criminal Offenses -- Caption Bill Held on House Desk

House Bill No. 687 -- TennCare -- House Commerce Committee

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 688** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

House Bill No. 689 -- Foster Care -- House Government Operations Committee

House Bill No. 690 -- Driver Licenses -- House Transportation Committee

House Bill No. 691 -- Podiatrists -- House Health and Human Resources Committee

House Bill No. 692 -- Physicians and Surgeons -- House Government Operations Committee

House Bill No. 693 -- Driver Licenses -- House Judiciary Committee

House Bill No. 694 -- Workers' Compensation -- House Consumer and Employee Affairs Committee

House Bill No. 695 -- Managed Care Organizations -- House Commerce Committee

House Bill No. 696 -- Veterinarians -- House Agriculture Committee

House Bill No. 697 -- Credit, Consumer -- Caption Bill Held on House Desk

House Bill No. 698 -- Employees, Employers -- House Consumer and Employee Affairs Committee

House Bill No. 699 -- Salaries and Benefits -- House Consumer and Employee Affairs Committee

House Bill No. 700 -- Driver Licenses -- House Judiciary Committee

House Bill No. 701 -- Credit, Consumer -- House Consumer and Employee Affairs Committee

House Bill No. 702 -- Consumer Protection -- House Consumer and Employee Affairs Committee

House Bill No. 703 -- Managed Care Organizations -- House Commerce Committee

House Bill No. 704 -- Food and Food Products -- House State and Local Government Committee

House Bill No. 705 -- Arrests -- House Judiciary Committee

House Bill No. 706 -- Motor Vehicles -- House Transportation Committee

House Bill No. 707 -- Trade Regulation -- House State and Local Government Committee

House Bill No. 708 -- Pensions and Retirement Benefits -- House State and Local Government Committee

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- *House Bill No. 709** -- Judicial Districts -- House Judiciary Committee
- House Bill No. 710** -- Courts, Chancery -- House Judiciary Committee
- *House Bill No. 711** -- Real Property -- House Judiciary Committee
- *House Bill No. 712** -- Motor Vehicles -- House Transportation Committee
- *House Bill No. 713** -- Utilities, Utility Districts -- House Consumer and Employee Affairs Committee
- House Bill No. 714** -- Insurance, Health, Accident -- House Commerce Committee
- House Bill No. 715** -- Firearms and Ammunition -- House Judiciary Committee
- *House Bill No. 716** -- Firearms and Ammunition -- House Judiciary Committee
- *House Bill No. 717** -- Firearms and Ammunition -- House Judiciary Committee
- *House Bill No. 718** -- Firearms and Ammunition -- House Judiciary Committee
- *House Bill No. 719** -- Private Protective Services -- House Judiciary Committee
- House Bill No. 720** -- Firearms and Ammunition -- House Judiciary Committee
- *House Bill No. 721** -- Private Protective Services -- House Commerce Committee
- *House Bill No. 722** -- Architects, Engineers and Designers -- House Judiciary Committee
- *House Bill No. 723** -- Law Enforcement -- House Judiciary Committee
- *House Bill No. 724** -- Explosives -- House Judiciary Committee
- *House Bill No. 725** -- Firearms and Ammunition -- House Government Operations Committee
- *House Bill No. 726** -- Criminal Offenses -- House Judiciary Committee
- *House Bill No. 727** -- Firearms and Ammunition -- House Judiciary Committee
- House Bill No. 728** -- Firearms and Ammunition -- House Judiciary Committee
- *House Bill No. 729** -- Game and Fish Laws -- House Conservation and Environment Committee
- House Bill No. 730** -- Marriage -- House Children and Family Affairs Committee
- House Bill No. 731** -- Consumer Protection -- House Consumer and Employee Affairs Committee

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

***House Bill No. 732** -- Consumer Protection -- House Consumer and Employee Affairs Committee

House Bill No. 733 -- Taxes, Exemption -- House Finance, Ways and Means Committee

House Bill No. 734 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 735 -- Consumer Protection -- House Consumer and Employee Affairs Committee

***House Bill No. 736** -- Criminal Procedure -- House Judiciary Committee

House Bill No. 737 -- Firefighters -- House State and Local Government Committee

House Bill No. 738 -- Fireworks -- House Commerce Committee

House Bill No. 739 -- Education, Dept. of -- House Education Committee

***House Bill No. 740** -- Energy -- House State and Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 16, 1999**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **February 18, 1999**: House Bill(s) No(s). 43, 47, 49, 30, 10, 3, and 32.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **February 22, 1999**: House Bill(s) No(s).39.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 283; Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended for passage: House Joint Resolution(s) No(s). 45 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 46 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1; also House Joint Resolution(s) No(s). 28. Under the rules, each was transmitted to the Calendar and Rules Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 17, 1999**, reported the following:

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 205, 9, 182, 291, and 411; also House Joint Resolution(s) No(s). 21, also House Bill(s) No(s). 279, 15, 195, 203; and House Joint Resolution(s) No(s). 12 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CAPTION BILLS REFERRED

Pursuant to **Rule No. 47**, the following Caption Bill(s), 256 and 645 held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 256 -- Hospitals and Health Care Facilities -- House Judiciary Committee

***House Bill No. 645** -- Boards and Commissions -- House Education Committee

CONSENT CALENDAR

House Bill No. 202 -- Overton County - Changes number of school board members. - Amends Chapter 136 of the Private Acts of 1933, as amended. by *Windle. (SB209 by *Davis L)

House Joint Resolution No. 71 -- Memorials, Heroism - Wanda Turner, lifesaving activities. by *Jackson.

Senate Joint Resolution No. 34 -- Memorials, Retirement - Lt. Col. Larry L. Burriss, Tennessee Air National Guard. by *Womack.

Senate Joint Resolution No. 36 -- Memorials, Retirement - Hilman Key. by *Williams.

Senate Joint Resolution No. 37 -- Memorials, Public Service - Avron Fogelman. by *Cohen, *Kyle, *Leatherwood.

Senate Joint Resolution No. 38 -- Memorials, Academic Achievement - Pleasantview Elementary School, top ten school in reading. by *Kurita.

Senate Joint Resolution No. 43 -- Memorials, Retirement - Coach "Boots" Donnelly, Middle Tennessee State University. by *Womack, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 46 -- Memorials, Death - Edith Sumners Tanner. by *Herron, *Kyle, *Harper.

Senate Joint Resolution No. 47 -- Memorials, Professional Achievement - Dr. John C. Lowrance, 1998 Milken Family Foundation National Educator award. by *Herron.

Senate Joint Resolution No. 48 -- Memorials, Sports - Gleason boys' basketball team, Weakley County champions. by *Herron.

Senate Joint Resolution No. 49 -- Memorials, Sports - Martin Middle School cheerleaders, second place, NCA competition. by *Herron.

Rep. Hood moved that all members voting aye on Senate Joint Resolution No. 43 be added as sponsors, which motion prevailed.

Rep. Pinion moved that all members voting aye on Senate Joint Resolution No. 46 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes98
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odum, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Cole (Dyer), **House Bill No. 31** was recalled from the State and Local Government Committee and withdrawn from the House.

On motion of Rep. Fraley, **House Bill No. 236** was recalled from the Transportation Committee and withdrawn from the House.

On motion of Rep. Dunn, **House Bill No. 286** was recalled from the Commerce Committee and withdrawn from the House.

On motion of Rep. Sharp, **House Bill No. 795** was withdrawn from the House.

On motion of Rep. Mumpower, **House Bill No. 851** was withdrawn from the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 9: Rep(s). Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

House Joint Resolution No. 64: Rep(s). Tindell, Eckles, West, Hood, Caldwell, and Turner (Hamilton) as prime sponsor(s).

House Joint Resolution No. 65: Rep(s). Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

House Bill No. 4: Rep(s). Buttry as prime sponsor(s).

House Bill No. 278: Rep(s). Chumney as prime sponsor(s).

House Bill No. 463: Rep(s). Ridgeway as prime sponsor(s).

House Bill No. 672: Rep(s). Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

House Bill No. 673: Rep(s). Newton, Scroggs, Tindell, Eckles, West, Hood, and Fraley as prime sponsor(s).

House Bill No. 674: Rep(s). Ford, Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

House Bill No. 675: Rep(s). Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

WEDNESDAY, FEBRUARY 17, 1999 -- SEVENTH LEGISLATIVE DAY

House Bill No. 676: Rep(s). Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

House Bill No. 677: Rep(s). Tindell, Eckles, West, Hood, Caldwell, Fraley, and Turner (Hamilton) as prime sponsor(s).

House Bill No. 818: Rep(s). Kernell as prime sponsor(s).

House Bill No. 852: Rep(s). Davis (Washington) as prime sponsor(s).

House Bill No. 853: Rep(s). Davis (Washington) as prime sponsor(s).

House Bill No. 859: Rep(s). Kernell and Chumney as prime sponsor(s).

**MESSAGE FROM THE GOVERNOR
February 17, 1999**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 23, 57, 61, 63 and 68., with his approval.

COURTNEY PEARRE, Counsel to the Governor.

**ENGROSSED BILLS
February 17, 1999**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 202, also, House Joint Resolution(s) No(s) 71.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 17, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 24, 25, 26, 27, 30, 31, 32 and 35; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
February 17, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 34; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**SIGNED
February 17, 1999**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 34.

**MESSAGE FROM THE SENATE
February 17, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 22; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
February 17, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 25 and 49, passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 25** -- Judges and Chancellors - Adds probate court to list of courts allowed special judges to help with congestion and delay of litigation; adds judges in county trial courts of record to list of judges allowed to appoint substitute judge. Amends TCA Title 17, Chapter 2, Part 1. by *Kyle. (HB13 by *Scroggs)

***Senate Bill No. 49** -- Checks, Deferred Presentments - Deletes 12:01 a.m. October 1, 1999, sunset provision in Section 22 of the Deferred Presentment Services Act. Amends Chapter 255 of the Public Acts of 1997. by *Rochelle. (HB414 by *DeBerry L. *Cole (Dyer), *Phelan, *Gunnels, *Boyer, *Sargent, *Newton, *Ford S, *McKee, *Rinks, *Langster, *Armstrong, *Bittle, *Whitson, *Fitzhugh, *Ferguson, *White, *Bone, *Davidson, *Patton, *Eckles, *Jones U (Shelby)

**MESSAGE FROM THE SENATE
February 17, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 36, 37, 38, 43, 46, 47, 48 and 49.; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**SIGNED
February 17, 1999**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 36, 37, 38, 43, 46, 47, 48 and 49.

CONSENT CALENDAR

February 17, 1999

The following local bills have been placed on the Consent Calendar for **February 18, 1999**: House Bill(s) No(s) 12, 249, 292, 295, 311, 312, 432, 490, 491 and 600.

ROLL CALL

The roll call was taken with the following results:

Present97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winingham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Hargrove, the House stood in recess until 9:00 a.m., Thursday, February 18, 1999.